



Kansas Register

Bill Graves, Secretary of State

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State of Kansas

Private Industry Council

Public Notice

The Kansas Private Industry Council of Service Delivery Area (SDA) III is submitting a modification of its two-year Job Training Plan to the Governor of Kansas through the Department of Human Resources. Funding for this plan is through Title IIA (Adults) and Title IIC (Youth) of the Job Training Partnership Act (JTPA) as amended in 1992. The purpose of the act is to establish programs to prepare economically disadvantaged adults and youth facing serious barriers to employment for participation in the labor force by providing job training and other services that will result in increased employment and earnings, increased educational and occupational skills, and decreased welfare dependency, thereby improving the quality of the work force and enhancing the productivity and competitiveness of the nation. The respective program years are July 1, 1992 to June 30, 1993 (PY 92), and July 1, 1993 to June 30, 1994 (PY 93). The PY 93 Title IIA funding level is estimated to be \$1,090,157 and the PY 93 Title IIC funding level is estimated to be \$913,617. The SDA plans to serve approximately 350 eligible adults and 365 eligible youth during this program year. The plan modification will become effective February 1, 1994.

The Kansas Private Industry Council of SDA III also is submitting to the Governor, through the Department of Human Resources, a Summer Youth Employment and Training Plan (SYETP). The funding level for the program year beginning October 1, 1993 and ending September 30, 1994 is based on the previous year's formula allocation and is estimated to be \$813,748. The SDA plans to serve an estimated 515 eligible youth

during the summer of 1994. Funding for the SYETP is through Title IIB of the Job Training Partnership Act (JTPA) as amended. The purpose of the SYETP is to provide job training for economically disadvantaged youth, ages 14-21, facing serious barriers to employment, with exposure to the world of work, the enhancement of basic educational skills, and to encourage school completion or enrollment in supplementary or alternative school programs.

The Kansas Private Industry Council of SDA III will also submit to the Governor through the Department of Human Resources a modification to its Title III Economic Dislocation and Worker Adjustment Act (ED-WAA) Plan. The respective program years are July 1, 1992 to June 30, 1993 (PY 92), and July 1, 1993 to June 30, 1994 (PY 93). The funding level for program year 1993 is estimated to be \$327,296. The SDA plans to serve approximately 163 eligible participants during this program year. The purpose of the program is to assist workers who have been terminated, laid off or have received a notice of termination or layoff due to a permanent closure or substantial layoff at a plant or facility find employment by providing readjustment, retraining and other services for dislocated workers. The plan modification will become effective February 1, 1994.

There is a 30-day review and comment period for the proposed plan modification. The full Title IIA, Title IIB, Title IIC and Title III plans are available at the following location and may be reviewed upon request. Questions and comments may be directed to the Kansas Private Industry Council, Service Delivery Area III, 1020 Gateway Center Tower II, 4th and State Ave., Kansas City, KS 66101, (913) 371-1607.

Ann Conway
Executive Director

Doc. No. 014156

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Secretary of State
2nd Floor, State Capitol
Topeka, KS 66612-1594
(913) 296-2236



Register Office:
235-N, State Capitol
(913) 296-3489

State of Kansas

State Employees Health Care Commission

Notice of Meeting

The Kansas State Employees Health Care Commission will meet at 11:30 a.m. Tuesday, November 30, in the third floor conference room, Kansas Insurance Department, 420 S.W. 9th, Topeka.

Robert C. Harder
Chairman

Doc. No. 014163

State of Kansas

Board of Emergency Medical Services

Notice of Meeting

The Board of Emergency Medical Services will meet at 9 a.m. Friday, December 3, in Room 11, State Defense Building, 2800 S. Topeka Blvd., Topeka. Agenda items include committee reports, consideration of new board policies, action on proposed administrative regulations, and the annual evaluation of the administrator.

All meetings of the board are open to the public. For more information, contact the administrator at 109 S.W. 6th, Topeka, (913) 296-7296.

Bob McDanel
Administrator

Doc. No. 014162

(Published in the Kansas Register, November 18, 1993.)

Environmental Protection Agency

Public Notice Regarding
Ash Grove Cement Company
Hazardous Waste Emission Test Burn

The U.S. Environmental Protection Agency (EPA) Region 7, 726 Minnesota Ave., Kansas City, KS 66101, is seeking public comments on the trial burn plan for the Ash Grove Cement Plant in Chanute, Kansas, in connection with the hazardous waste permit application review process.

Ash Grove operates a cement plant at the corner of North Santa Fe and Ash Grove Road, adjacent to the northern limits of the city of Chanute, Kansas. Ash Grove operates two identical rotary cement kilns to produce portland cement. Ash Grove replaces portions of the fossil fuel used in its cement kilns with hazardous waste-derived fuel to reduce energy costs. The plant is authorized to use up to 115,000 gallons per day of liquid (pumpable) and solid (containerized) waste-derived fuel for energy recovery. Typically, waste-derived fuel contains wastes generated by the manufacture and use of organic solvents, printing inks, paints, coatings, and chemicals as well as energy-bearing wastes generated by other industries. In addition, containerized waste-derived fuel may contain many solid wastes such as residues from off-site processing of waste-derived fuel, solvent recycling still bottoms,

petroleum refinery wastes, contaminated protective clothing, and discarded consumer products.

Ash Grove has satisfied the interim status Resource Conservation and Recovery Act (RCRA) requirements for hazardous waste storage and combustion activities. Ash Grove has applied for a RCRA permit, and the trial burn plan is part of that permit application. The trial burn plan describes the emissions testing that will be conducted at Ash Grove in order to determine whether Ash Grove is in compliance with RCRA regulations and if the facility has any effect on human health and the environment. Information obtained from the trial burn will be used to set operating conditions which will become part of the RCRA permit.

The EPA and the Kansas Department of Health and Environment (KDHE) are currently reviewing the trial burn plan for adequacy. If the trial burn plan is approved, the emissions testing will likely take place during the spring of 1994. In an effort to solicit public comment, EPA is making the trial burn plan available to the public for a 30-day period beginning November 18.

A copy of the trial burn plan is available for public review at the following locations:

Chanute Public Library
111 N. Lincoln
Chanute, Kansas

Hours: Monday-Thursday 9:30 a.m. to 8 p.m.,
Friday-Saturday 9:30 a.m. to 5 p.m.,
Sunday 1 p.m. to 5 p.m.
Phone: (316) 431-3820

and

U.S. EPA Region 7 Library
726 Minnesota Ave.
Kansas City, Kansas

Hours: Monday-Friday, 8 a.m. to 5 p.m.
Phone: (913) 551-7241

Comments related to the trial burn plan should be directed in writing to Donald Bahnke, EPA, Region 7, RCRA/PRMT, 726 Minnesota Ave., Kansas City, KS 66101. Comments should be submitted prior to the expiration of the public comment period, which ends December 18.

The EPA will consider relevant comments from the public before sending its own comments to Ash Grove after the public comment period has expired. Ash Grove will then modify the trial burn plan to accommodate these comments and provide EPA and KDHE with a copy for approval of the final trial burn plan.

A draft of this permit also will be made available to the public for comment. The public will have the opportunity to comment on the draft permit either during the public comment period or during a public hearing. Relevant comments the EPA receives from the public will be considered when the final permit is written.

For additional information, contact Donald Bahnke at (913) 551-7747 or through the EPA Region 7's toll-free Environmental Action Line, 1-800-223-0425.

Doc. No. 014151

State of Kansas

Board of Technical Professions

Notice of Meeting

The State Board of Technical Professions will meet Thursday, December 2 and Friday, December 3 at the Shawnee Country Club, 913 E. 29th, Topeka. The Professional Engineer and Land Surveyor Committee will meet in the PDR East and the Architect and Landscape Architect Committee will meet in the PDR West at 1:30 p.m. December 2. The full board will meet at 8 a.m. December 3 in the PDR East and West. The meetings are open to the public.

Betty L. Rose
Executive Director

Doc. No. 014161

State of Kansas

Department of Health
and Environment

Notice of Meeting

The Technical Committee of the Kansas Department of Health and Environment will meet at 1 p.m. Wednesday, December 8, at the Department of Education Annex, 117 W. 10th, Topeka, to compile a final findings and recommendations report on the credentialing application submitted by the Kansas Respiratory Care Society.

Robert C. Harder
Secretary

Doc. No. 014166

State of Kansas

State Banking Board

Notice of Meeting

The State Banking Board will meet at 9 a.m. Monday, December 20, in the conference room of the Office of the State Bank Commissioner, Suite 300, Jayhawk Tower, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority set forth in K.S.A. 9-1801 et seq.

Frank D. Dunnick
State Bank Commissioner

Doc. No. 014150

State of Kansas

Department of Commerce
and HousingNotice Concerning Kansas Comprehensive
Housing Affordability Strategy

The annual performance report on the Kansas Comprehensive Housing Affordability Strategy (CHAS) for federal fiscal year 1993 (October 1, 1992 through September 30, 1993) will be available for public review and comment November 29 through December 29. Copies of the report will be available upon request from the Department of Commerce and Housing, Division of Housing, 700 S.W. Harrison, Suite 1300, Topeka 66603-3712, (913) 296-2686 or TTY (913) 296-3487.

Bob Knight
Secretary of Commerce
and Housing

Doc. No. 014153

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of November 22 through December 5:

Date	Room	Time	Committee	Agenda
Statutory Committees				
November 29	519-S	10:00 a.m.	Kansas Committee on School District Finance and Quality Performance	29th: Special education and school finance formula matters and QPA compliance issues. 30th: Site visit at Topeka High School and committee discussion.
November 30	519-S	9:00 a.m.		
November 30	514-S	10:00 a.m.	Joint Committee on Children and Families	Agenda not available.
December 1	514-S	9:00 a.m.		
December 1	123-S	10:00 a.m.	Legislative Budget Committee	Agenda not available.
December 5	Holidome	6:00 p.m.	Legislative Educational Planning Committee (conference)	Featured speakers and workshops.
December 6	Holidome	8:00 a.m.		

Interim Study Committees

November 22	514-S	10:00 a.m.	House Appropriations Committee	FY 1995 consensus revenue estimates; review of draft legislation on alternative dispute resolution and mediation services; budget process reform.
November 23	514-S	9:00 a.m.		
November 22	519-S	10:00 a.m.	Senate Assessment and Taxation Committee	<u>22nd</u> : Review bill draft re: fund levy limits; confirmation hearing (Perl M. Bass to Board of Tax Appeals); mortgage registration tax. <u>23rd</u> : Charles Warren, Kansas, Inc. Remaining agenda unavailable.
November 23	519-S	9:00 a.m.		
November 22	Cancelled		House Governmental Organization and Elections Committee	Cancelled. Cancelled.
November 23	Cancelled			
November 22	527-S	10:00 a.m.	Senate Federal and State Affairs Committee	Presentation in re: Buffalo Soldier recognition; confirmation hearings for appointees to the Kansas Racing Commission, Human Rights Commission and Civil Service Board; staff review of SB 434; staff review of statutes re: juveniles and firearms; review of audit of Kansas Racing Commission; review of recommendations previously made; possible action of bills previously heard.
November 23	527-S	9:00 a.m.		
November 29	526-S	10:00 a.m.	House Transportation Committee	<u>29th</u> : Traffic control matters; highway noise pollution abatement; collection of sales tax on original construction projects. <u>30th</u> : Matter pertaining to federal mandates concerning suspension of driver's license for drug offenses; motorcycle helmet mandate; review of highway projects since 1989.
November 30	526-S	9:00 a.m.		
November 29	Cancelled		Senate Elections, Congressional and Legislative Apportionment and Governmental Standards Committee	Cancelled, Cancelled.
November 30	Cancelled			
December 2	123-S	10:00 a.m.	Senate Education Committee	Agenda not available.
December 3	123-S	9:00 a.m.		
December 2	526-S	8:00 a.m.	House Agriculture Committee	Agenda not available.
December 3	526-S	8:00 a.m.		
December 3	514-S	8:00 a.m.	House Labor and Industry Committee	The Family Medical Leave Act; child care in the workplace.

Emil Lutz
Director of Legislative
Administrative Services

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1992 Supp. 75-4210. These rates and their uses are defined in K.S.A. 75-4201(l), 12-1675(b)(c)(d) and K.S.A. 75-4209(a)(1)(B), as amended by the 1993 Session Laws of Kansas, Chapter 207.

Effective 11-22-93 through 11-28-93

Term	Rate
0-90 days	2.99%
3 months	3.16%
6 months	3.33%
12 months	3.57%
24 months	4.07%
36 months	4.46%
48 months	4.82%

Sally Thompson
State Treasurer

Doc. No. 014167

State of Kansas

State Banking Board

Notice of Hearing on Proposed Administrative Regulations

The State Banking Board will meet at 9 a.m. Monday, December 20, in the conference room of the Office of the State Bank Commissioner, Suite 300, 700 S.W. Jackson, Topeka. The scheduled agenda includes reports by the State Bank Commissioner, a public hearing concerning the implementation of Article 23, entitled "Trust Supervision" (K.A.R. 17-23-1 through 17-23-16), to the Kansas Administrative Regulations effective upon publication in the Kansas Register, adoption of Article 23, and other necessary items. There will be a fiscal impact borne by Kansas trust companies and trust divisions in Kansas banks as a result of the adoption of Article 23.

A complete copy of the proposed regulations and the economic impact statement may be obtained by contacting Christine L. Zeller, 3rd Floor, Jayhawk Tower, 700 S.W. Jackson, Topeka 66603, (913) 296-2266. This 30-day notice of hearing is for the purpose of receiving comments concerning the implementation of Article 23 to the Kansas Administrative Regulations. Written comments may be submitted prior to the hearing to Frank D. Dunnick, State Bank Commissioner, at the address listed above.

Interested persons will be given reasonable opportunity at the hearing to present their views and arguments on the adoption of the proposed regulations. Presentations should be in writing whenever possible.

Fred D. Dunnick
State Bank Commissioner

Doc. No. 014158

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for items listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 or FAX (913) 532-5632 for additional information.

Wednesday, December 1, 1993

#40083

Minirhizotron system

Friday, December 10, 1993

#40084

Photoelectric tubes

William H. Sesler
Director of Purchasing

Doc. No. 014174

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

Applications set for hearing are to be heard on the date indicated before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, at 9:30 a.m. unless otherwise noticed.

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3196 or 271-3146. Anyone needing special accommodations shall give notice to the commission 10 days prior to the scheduled hearing date.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure Before the Commission."

Applications set for December 14, 1993

Application for Certificate of Convenience and Necessity:

Breneman, Inc., dba)	Docket No. 188,929 M
Breneman Transport)	
4101 Powell Drive)	
Bonner Springs, KS 66012)	MC ID No. 149857

Applicant's Attorney: Rebecca Yocum, 12 Corporate Woods, Suite 280, 10975 Benson Drive, Overland Park, KS 66210-2120

Dry bulk cement and fly ash,

Between all points and places in Montgomery and Johnson counties, on the one hand, and all points and places in the state of Kansas, on the other hand.

Application for Certificate of Convenience and Necessity:

Kristopher J. Cook, dba) Docket No. 188,928 M
 Cook Construction and)
 House Moving)
 2300 W. 59th)
 Hutchinson, KS 67502) MC ID No. 149562
 Applicant's Attorney: None
*Machinery and structures, i.e., houses, garages,
 buildings, barns, bins,*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Larry G. Garrett, dba) Docket No. 188,930 M
 Garrett's Trucking)
 300 6th St.)
 Claflin, KS 67525) MC ID No. 149563
 Applicant's Attorney: None
*Alfalfa hay, agricultural machinery, implements, and parts,
 building materials, iron and steel articles, construction
 machinery and equipment and oilfield equipment, materials
 and supplies (except hazardous materials as defined in
 49 C.F.R. § 172.101),*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Richard Henderson, dba) Docket No. 188,931 M
 Henderson Trucking)
 Box 253)
 Sharon Springs, KS 67758) MC ID No. 149462
 Applicant's Attorney: Eugene Hiatt, 627 S.W. Topeka
 Blvd., Ste. A, Topeka, KS 66603-3287
*General commodities (except household goods, classes A and
 B explosives and hazardous materials as defined by
 CFR 172,101 et seq.),*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Rovell R. Heslet, Jr.) Docket No. 188,927 M
 Box 134)
 Rossville, KS 66533) MC ID No. 148965
 Applicant's Attorney: William Barker, 3401 Harrison,
 Topeka, KS 66611
*Grain, feed, feed ingredients, fertilizer, fertilizer materials,
 gasoline and diesel fuel, salt, livestock, machinery and
 building and construction materials,*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Roy J. Huddleston, dba) Docket No. 189,377 M
 Huddleston Land & Cattle)
 Eva Route 1, Box 1)
 Goodwell, OK 73939) MC ID No. 145781
 Applicant's Attorney: None

*General commodities (except household goods and
 classes A and B explosives),*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Arthur G. Miller, Jr., dba) Docket No. 188,925 M
 Art Miller Tours)
 427 S. Main)
 Ottawa, KS 66067) MC ID No. 149560
 Applicant's Attorney: Eugene Hiatt, 627 S.W. Topeka
 Blvd., Ste. A, Topeka, KS 66603-3287
Passengers and their baggage, in charter party service,
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Nancy S. Ussery) Docket No. 188,924 M
 531 Pine)
 Rossville, KS 66533) MC ID No. 149559
 Applicant's Attorney: William Barker, 3401 Harrison,
 Topeka, KS 66611
*Grain, feed, feed ingredients, fertilizer, fertilizer materials,
 gasoline and diesel fuel, salt, livestock, machinery and
 building and construction materials,*
 Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Lloyd V. Viles, dba) Docket No. 188,926 M
 TLC Couriers)
 7120 S.W. Woodcraft Way)
 Topeka, KS 66619) MC ID No. 149561
 Applicant's Attorney: Eugene Hiatt, 627 S.W. Topeka
 Blvd., Ste. A, Topeka, KS 66603-3287
*General commodities (except household goods, classes A and
 B explosives and all hazardous materials as defined by CFR
 172.101, et seq.), with no packages exceeding 100 pounds,*
 Between all points and places in the state of Kansas.

Application for Abandonment of Certificate of Convenience and Necessity:

Wichita Air Cargo Delivery,) Docket No. 141,243 M
 Inc.)
 3215 W. Pawnee)
 Wichita, KS 67213) MC ID No. 100955
 Applicant's Attorney: None

Don Carlile
 Administrator
 Transportation Division

Doc. No. 014168

State of Kansas

Commission on Disability Concerns

Notice of Meeting

The Commission on Disability Concerns will have a long range goal planning meeting from 9 a.m. to 4 p.m. Friday, December 3, in the first floor large conference room at 1430 S.W. Topeka Blvd., Topeka.

Joe Dick
Secretary of Human Resources

Doc. No. 014157

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-ND-93-23

Name and Address of Applicant	Waterway	Type of Discharge
City of Dodge City City Hall, 705 1st Ave. P.O. Box 880 Dodge City, KS 67801-0880 Ford County, Kansas	Non-overflowing	Non-overflowing

Kansas Permit No. M-UA11-N001

Description of Facility: This facility is an existing facility consisting of two anaerobic lagoons, two complete mix aerated cells and two facultative storage lagoon cells. This is a non-overflowing facility. The effluent from this facility is used for irrigation of farmland.

Public Notice No. KS-93-99/100

Name and Address of Applicant	Waterway	Type of Discharge
Feldkamp Brothers Oil Company Vesper Facility Kansas Highway 18 Lincoln, KS 67455 Lincoln County, Kansas	Saline River via Spillman Creek via unnamed tributary	Treated groundwater

Kansas Permit No. I-SA23-P001 Fed. Permit No. KS-0090051

Description of facility: A bioreactor is utilized to treat hydrocarbon-contaminated groundwater prior to discharge to the Saline River. This is a new facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Name and Address of Applicant	Waterway	Type of Discharge
Nelson Quarries Erie/Beachner Quarry-Erie P.O. Box 124 LaHarpe, KS 66751	Neosho River via Rock Creek via unnamed tributary	Quarry pit dewatering and uncontaminated stormwater runoff

Neosho County, Kansas
Kansas Permit No. I-NE25-P002 Fed. Permit No. KS-0089931

Description of facility: This facility is a limestone crushing operation with no washing. This is an existing facility. Proposed effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Public Notice No. KS-PT-93-9

Name and Address of Applicant	POTW	Type of Discharge
Hutchinson Wil-Rich Manufacturing Company P.O. Box 629 Clay Center, KS 67432 Clay County, Kansas	Clay Center MWWTP	Process wastewater

Kansas Permit No. P-LR05-1002

Description of Facility: This facility manufactures grain handling equipment including portable augers, elevators and conveyors. They clean steel metal parts in two, three-stage phosphating operations located in separate buildings, prior to painting the parts. Contents of both cleaning systems are batch discharged to the city sewer system on an intermittent basis.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before December 18 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-93-99/100, KS-ND-93-23, KS-PT-93-9) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder
Secretary of Health and Environment

Doc. No. 014164

State of Kansas

Department of Administration
Division of Purchases

Notice to Bidders

Sealed bids for items hereinafter listed will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information:

Monday, November 29, 1993

30030

Department of Social and Rehabilitation Services, Kansas Industries for the Blind—Laser printer cartridge supplies

30062

Topeka State Hospital—Refuse collection services

30067

Department of Social and Rehabilitation Services—Janitorial services, Leavenworth

30073

Emporia State University—Natural gas services

30074

Larned State Hospital and Larned State Correctional Mental Health Facility—Natural gas

30075

Statewide—Magnetic tape

97654

Kansas State University—Chilled water coils

97662

Emporia State University—Token ring optical converter

97663

Department of Administration Central Motor Pool—Motor vehicles

97664

University of Kansas Medical Center—Equipment for housekeeping

97665

Wichita State University—Cooling tower

Tuesday, November 30, 1993

30061

Department of Revenue—Motor vehicle certificate of title

30071

Kansas Lottery—Ticket dispensers

97693

Kansas State University—Soybean meal and milo

Wednesday, December 1, 1993

97669

Department of Revenue—Conversion coated aluminum coils, Wichita

Thursday, December 2, 1993

A-7226

Kansas Neurological Institute—Improvement of boiler #3 controls

30072

Department of Commerce and Housing—Printing of "KANSAS!" Magazine

Friday, December 3, 1993

97677

University of Kansas—Paper, printing and binding

97678

University of Kansas—Paper, printing and binding

97679

Kansas State University—Digital oscilloscope

97683

Kansas State University—Shower compartments

97686

Department of Transportation—Relocate tower, Eskridge

97688

Kansas State University—Pesticide storage building, Wichita

Tuesday, December 7, 1993

A-7321

Kansas State University—Concrete repair/masonry wall repair

30027

Statewide—Orthotic supplies (Class 15)

97670

Kansas Highway Patrol—Body armor

Wednesday, December 8, 1993

A-7144

Emporia State University—Replace primary distribution

97684

Kansas Highway Patrol—Alcohol breath test devices

97687

Kansas Highway Patrol—Fiber optic/optical inspection device

Thursday, December 9, 1993

A-6930 (Rev.)

Larned State Hospital—Pave outdoor recreation areas

A-7211

Department of Social and Rehabilitation Services—Paint interior of dormitory/workshop

A-7225

Winfield State Hospital and Training Center—Ductwork revisions

A-7228

Department of Social and Rehabilitation Services/Rehabilitation Center for the Blind—Remodel laser cartridge service area in workshop

Friday, December 10, 1993

A-7215

Department of Social and Rehabilitation Services—Boiler replacement, Salina

(continued)

Request for Proposals
Tuesday, December 7, 1993
 30057

Lease of Hiawatha SRS office space for the
 Department of Social and Rehabilitation Services

Friday, December 10, 1993
 30070

Department of Social and Rehabilitation Services—
 Warehouse and shipping services

Jack R. Shipman
 Director of Purchases

Doc. No. 014169

State of Kansas

Kansas Insurance Department

Notice of Hearing

A hearing will be conducted at 10 a.m. Friday, December 3, in the office of the Kansas Commissioner of Insurance, 420 S.W. 9th, Topeka, to determine whether the application for the proposed acquisition of control of TRW Title Insurance Company, Overland Park, Kansas, by UTC Financial Corporation, Los Angeles, California, should be approved by the Commissioner of Insurance in accordance with K.S.A. 1992 Supp. 40-3301 et seq., specifically K.S.A. 1992 Supp. 40-3304.

All interested parties may attend and will be given the opportunity to hear the details of the proposed acquisition, to present either oral or written testimony in favor of or in opposition to the transaction, and to ask any questions relative to this transaction.

Ron Todd
 Commissioner of Insurance

Doc. No. 014171

State of Kansas

Kansas Insurance Department

Notice of Hearing

A formal hearing will be conducted at 9 a.m. Tuesday, November 30, in the offices of the Kansas Commissioner of Insurance, 420 S.W. 9th, Topeka, to determine whether the application for the proposed merger of Great Plains Mutual Insurance Company, Inc., Salina, Kansas, with and into Columbia Mutual Casualty Insurance Company, Olathe, Kansas, should be approved by the Commissioner of Insurance.

Great Plains Mutual Insurance Company, Inc., Salina, Kansas, and Columbia Mutual Casualty Insurance Company, Olathe, Kansas, have requested that the Commissioner of Insurance approve the merger of the two companies pursuant to K.S.A. 40-1216 et seq.

Any interested parties may attend and will be given the opportunity to hear the details of the proposed merger, to present either oral or written testimony in favor of or in opposition to the proposed merger, and to ask any questions relative to the merger.

Ron Todd
 Commissioner of Insurance

Doc. No. 014172

State of Kansas

Department of Transportation

Notice to Consulting Engineers

Consultant engineering firms that wish to be pre-qualified, that are not currently pre-qualified, to perform engineering services for the Kansas Department of Transportation are requested to submit information to KDOT.

To become pre-qualified, firms should request a DOT Form No. 1050, "Consulting Engineer Qualification Questionnaire," from Al Cathcart, P.E., Project Control Engineer, Office of Engineering Support, Kansas Department of Transportation, 7th Floor, Docking State Office Building, 915 S.W. Harrison, Topeka 66612. Seven signed copies of this form must be returned to the address above by January 4.

Michael L. Johnston
 Secretary of Transportation

Doc. No. 014149

State of Kansas

Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office.

Complete listings of state agencies, boards and commissions are included in the Kansas Directory, published by the Secretary of State's office.

The following appointments were filed November 8-12:

Kansas Arts Commission

Merle A. Hodges, 850 S. Santa Fe, Salina 67401. Term expires June 30, 1997. Succeeds Bethany Roe.

State Banking Board

John B. Timmer, 4500 Turnberry Drive, Lawrence 66047. Subject to Senate confirmation. Term expires April 30, 1996. Succeeds Howard Paul.

Historic Sites Board of Review

Mary E. Maley, 141 S. 10th, Salina 67401. Term expires June 30, 1994. Succeeds R. S. Delameter.

Southeast Kansas Regional Library System

Pauline Fitzpatrick, Route 1, Box 48, Neosho Falls 66758. Term expires June 30, 1997. Succeeds Judith Lair.

Joan M. Rockers, Route 1, Box 147, Garnett 66032. Term expires June 30, 1997. Succeeds Theodora Johnson.

Board of Examiners in Optometry

Jane Cates, 6850 S.W. Aylesbury Road, Topeka 66610. Term expires June 30, 1996. Reappointment.

Bill Graves
 Secretary of State

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 10 a.m. C.S.T. December 16, 1993, and then publicly opened:

District One—Northeast

Brown—7 K-5294-01—U.S. 36, from the Nemaha-Brown county line, east to 2.4 miles west of the south junction of U.S. 73; U.S. 75, from the west junction of U.S. 36 to the north city limits of Sabetha; K-246, from the junction of U.S. 75, east to the west city limits of Morrill, 22.6 miles, recycle (State Funds)

Jackson-Atchison—9-106 K-5292-01—K-9, from the Jackson-Atchison county line, east to the west junction of U.S. 159, and from the junction of U.S. 75, east to the Jackson-Atchison county line, 12.3 miles, overlay. (State Funds)

Johnson—435-46 K-3637-02—I-435, from the Kansas-Missouri state line, west 2,000 feet, 0.4 mile, pavement reconstruction. (Federal Funds)

Johnson—46 N-0002-01—127th Street over Tomahawk Creek, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

Johnson—7-46 N-0007-01—K-7 and K-150 intersection in Olathe, 0.8 mile, grading, bridge and surfacing. (Federal Funds)

Johnson—46 N-0020-01—Quivira Road, 87th Street to 77th Street in Lenexa, traffic signal. (Federal Funds)

Johnson—46 N-0021-01—95th Street, Santa Fe to Lenexa Place in Lenexa, traffic signal. (Federal Funds)

Johnson—46 N-0022-01—87th Street Parkway, Quivira Road to Pflumm Road in Lenexa, traffic signal. (Federal Funds)

Leavenworth—52 C-1203-01—County road, 2.3 miles east of Tonganoxie, then east, 0.3 mile, bridge replacement. (Federal Funds)

Leavenworth—52 C-2467-01—County road, 0.5 mile southeast of Tonganoxie, then north, 0.2 mile, grading and bridge. (Federal Funds)

Marshall—9-58 K-5182-01—K-9, from the east junction of U.S. 77, east to the south junction of K-99, 12.3 miles, seal. (State Funds)

Marshall—87-58 K-5196-01—K-87, from the north city limits of Vliets, north to the junction of U.S. 36, 8.6 miles, overlay. (State Funds)

Marshall—233-58 K-4009-01—K-233, Big Blue River Union Pacific bridge 44, 2.5 miles east of U.S. 77, bridge replacement. (Federal Funds)

Nemaha—66 C-3128-01—County road, 3.2 miles south and 3.5 miles east of the K-63 and U.S. 36 intersection, 0.2 miles, seeding. (Federal Funds)

Osage—70 C-3041-01—County road, 0.2 mile east of Peterton, 0.1 mile, grading and bridge. (Federal Funds)

Pottawatomie—16-75 K-5184-01—K-16, from the north junction of K-99, east and south to 1.2 mile south of Wheaton, 6.3 miles, overlay. (State Funds)

Pottawatomie—99-75 K-4631-01—K-99, from the junction of U.S. 24, north to the south city limits of Westmoreland, 14.2 miles, overlay. (State Funds)

Riley—24-81 K-5186-01—U.S. 24, from the junction of K-82, east, south and east to the east junction of U.S. 77, 13.3 miles, overlay. (State Funds)

Shawnee—75-89 K-5367-01—U.S. 75, overhead aluminum sign truss, north of the junction of U.S. 24, signing. (State Funds)

Wabaunsee—99 C-1584-01—County road, 9 miles west and 6 miles south of Eskridge, then south, 0.2 mile, bridge replacement. (Federal Funds)

District Two—Northcentral

Cloud—9-15 M-1757-01—K-9, mixing strip, 5 miles southwest of Concordia, stockpile bituminous material. (State Funds)

Cloud/Republic—81-106 K-5301-01—U.S. 81, from the north city limits of Concordia, north to the Cloud-Republic county line and from the Cloud-Republic county line, north to the city limits of Belleville, 17.3 miles, recycle. (State Funds)

Ottawa—18-82 M-1758-01—K-18, mixing strip 2 miles southwest of Bennington, stockpile bituminous material. (State Funds)

Ottawa—81-72 M-1759-01—U.S. 81, mixing strip at the north edge of Minneapolis, stockpile bituminous material. (State Funds)

Republic—148-79 M-1756-01—K-148, mixing strip 2 miles west of Norway, stockpile bituminous material. (State Funds)

Saline—70-85 K-5361-01—I-70, from west of the U.S. 81 interchange east 9.8 miles, including ramps at I-135, K-143 and Ohio Street, 9.8 miles, recycle. (State Funds)

Saline/Dickinson—70-106 K-5364-01—I-70, from the Saline-Dickinson county line west 5.9 miles, including interchange ramps, and from the Saline-Dickinson county line east to 1 mile west of K-15, 14.1 miles, recycle. (State Funds)

Saline/Ottawa—81-106 K-5302-01—U.S. 81, from the Saline-Ottawa county line, north to the junction of K-93 and from the junction of I-70, north to the Saline-Ottawa county line, 10.1 miles, recycle. (State Funds)

Washington—101 K-5296-01—K-9, from Clay-Washington county line, north to the junction of K-15/K-148; K-15, from the junction of K-9/K-148, north to the east junction of U.S. 36; K-115, from the junction of K-9, west to the east city limits of Palmer, 19.8 miles, recycle. (State Funds)

Washington—9-101 M-1761-01—K-9, mixing strip, 0.5 miles west of Barnes, stockpile bituminous material. (State Funds)

District Three—Northwest

Cheyenne—12 C-3008-01—County road, 13.3 miles
(continued)

south and 4 miles west of St. Francis, 0.3 mile, grading and bridge. (Federal Funds)

Graham—33 C-3007-01—County road, 16 miles south and 11 miles east of Hill City, grading and bridge. (Federal Funds)

Rawlins—77 C-3151-01—County road, 12.9 miles south and 8.5 miles west of Atwood, 0.5 mile, grading and bridge. (Federal Funds)

District Four—Southeast

Anderson—57-2 K-2054-01—K-57, Little Indian Creek and Little Indian Creek drainage bridges, bridge replacement. (Federal Funds)

Anderson—59-2 K-4007-01—U.S. 59, Missouri Pacific Railroad bridge 5 over U.S. 59 in Garnett, 0.4 mile, grading and surfacing. (Federal Funds)

Chautauqua/Elk—99-106 K-5313-01—K-99, from the north junction of U.S. 166, north to the Chautauqua-Elk county line and from the Chautauqua-Elk county line north to 0.8 mile south of the west junction of U.S. 160, 17.4 miles, seal. (State Funds)

Cherokee—11 C-3052-01—County road, 8 miles west and 5.3 miles south of Columbus, 0.2 mile, grading, bridge and surfacing. (Federal Funds)

Crawford—126-19 K-1600-01—K-126, from the east city limits of Pittsburg east to the Missouri-Kansas state line, 2.8 miles, overlay. (State Funds)

Crawford—69-19 K-3275-01—U.S. 69, from the north junction of U.S. 160, north to the north junction of U.S. 69B at Arma, 7.1 miles, recycle (State Funds)

Greenwood—99-37 K-4070-01—K-99, Otter Creek Bridge 30, 5.3 miles north of K-96, bridge replacement. (Federal Funds)

Greenwood—54-37 K-5166-01—U.S. 54, from the Butler-Greenwood county line, east to the east junction of K-99, 19.6 miles, recycle. (State Funds)

Labette/Montgomery—106 K-5312-01—K-96, from the Montgomery-Labette county line, east to the west city limits of Altamont; K-96, from the south junction of U.S. 169, east to the Montgomery-Labette county line; K-222, from the junction of K-96, north to Mound Valley, 16.9 miles, overlay. (State Funds)

Wilson—75-103 K-3241-01—U.S. 75, from 0.5 mile north of the junction of K-47, north to the Wilson-Woodson county line, 15.4 miles, recycle. (State Funds)

District Five—Southcentral

Butler—8 C-2992-01—County road, 0.5 mile east and 6 miles north of Potwin, then north, 0.4 mile, grading and bridge. (Federal Funds)

Butler—8 C-2942-01—County road, 0.5 mile north of Andover, then west, 1 mile, grading and surfacing. (Federal Funds)

Butler—54-8 K-5143-01—U.S. 54, west of U.S. 77 in Augusta, east to the east junction of K-96, 7.8 miles, repair joints. (State Funds)

Butler—77-8 K-5150-01—U.S. 77, from the Cowley-Butler county line, north to the south city limits of Augusta, 13.9 miles, overlay. (State Funds)

Cowley—18 K-5315-01—K-15, from the junction of K-38, west to the junction of U.S. 160; U.S. 160, from the east city limits of Winfield, east to the junction of K-15, 12.7 miles, overlay. (State Funds)

Kiowa—154-49 K-3214-02—K-154, Rattlesnake Creek bridge, 0.8 mile east of the Ford-Kiowa county line, bridge widening. (State Funds)

Pratt—281-76 K-3378-02—U.S. 281, from the north city limits of Pratt, north to the south city limits of Iuka, 4.8 miles, seeding. (Federal Funds)

Sedgwick—15-87 K-5016-01—Intersection of K-15, Buckner and Wedgwood in the city of Derby, 0.2 mile, traffic signal. (State Funds)

Sedgwick—96-87 K-5153-01—K-96, from K-296, (Maize Road), southeast to the I-235 interchange, 5.8 miles, sealing joints. (State Funds)

Sedgwick—296-87 K-5158-01—K-296, from the north city limits of Andale, south and east to the east junction of K-96, 10.1 miles, recycle. (State Funds)

Sumner—49-96 K-5142-01—K-49, from the west junction of U.S. 160, north to the south city limits of Conway Springs, 7.9 miles, overlay. (State Funds)

Sumner—96 K-5317-01—U.S. 81, from the north city limits of Wellington, north, east and north to the Sumner-Sedgwick county line; U.S. 160, from the east city limits of Wellington, east to the KTA interchange, 18.1 miles, recycle. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

Michael L. Johnston
Secretary of Transportation

Doc. No. 014173

State of Kansas

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited October 15, 1993, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

A 7 Farms, Inc., Oberlin, KS.
 Abilene Restaurant and Bar Association, Abilene, KS
 Agri Painting, Inc., Clarkridge, AR.
 Alaska Woods, Inc., Shawnee, KS.
 Allied Environmental Services, Inc., Olathe, KS.
 American Motel, Inc., Kansas City, KS.
 Ashland Construction Company, Overland Park, KS.
 Barton Arch Oilfield Equipment & Supplies, Inc.,
 Great Bend, KS.
 Bill Pugh Enterprises, Inc., Junction City, KS.
 Bordeaux Condominium Association, Inc.,
 Olathe, KS.
 Burch Exploration, Inc., Parker, CO.
 C & K Office Products, Inc., Kansas City, KS.
 Care Medical, Incorporated, Wichita, KS.
 Carr Construction Company, Inc., Kansas City, KS.
 Central Air Control, Inc., Wichita, KS.
 Central Plains Maintenance, Inc., Wichita, KS.
 Cherokee Carpet Company, Inc., Olathe, KS.
 CKC Incorporated, Hutchinson, KS.
 Cohlma Airline, Inc., Wichita, KS.
 Columbian Properties Corporation, Topeka, KS.
 Commercial Foundations Incorporated,
 Kansas City, KS.
 Coordinated Planning Service, Inc.,
 Overland Park, KS.
 Cowles & Company, Olathe, KS.
 Detrek Engineering Company, Inc., Newton, KS.
 E.D.M. Establishments, Inc., Fort Scott, KS.
 Early Detection Center Inc., Lawrence, KS.
 Farming Friends, Inc., Johnson, KS.
 Flexform International, Ltd., Clay Center, KS.
 H & H Production, Inc., Russell, KS.
 H & H Supply, Inc., Russell, KS.
 Harber & Rush, Inc., Lenexa, KS.
 Hi-Tec Equipment, Inc., Shawnee Mission, KS.
 Home Medical Services Company, Incorporated,
 Wichita, KS.
 Industrial Components, Inc., Lawrence, KS.
 Interstate Contractors, Inc., Platte City, MO.
 J-V Enterprises, Inc., Salina, KS.
 Jabaka, Inc., Oxford, KS.
 Johnson Electric Construction, Inc., Kansas City, KS.
 Kane Construction, Inc., Wichita, KS.
 Kansas Oil and Gas Corporation, Wichita, KS.
 Kansas Wheat & Cattle, Inc., Winona, KS.
 "Klima Well Service, Inc.," Claflin, KS.

Kustom Commercial Fabricators, Inc.,
 Kansas City, KS.
 Lanning's Flying Center, Inc., Wichita, KS.
 Leonard Corporation, Wichita, KS.
 Lessman Garden Center, Inc., Hays, KS.
 Local Loan North, Inc., Goddard, KS.
 Louis Marek Music, Inc., Leavenworth, KS.
 Lowe-North Construction, Inc., Spring Hill, KS.
 Machinery Rebuilders, Inc., Hutchinson, KS.
 Magoo's, Inc., Overland Park, KS.
 Markstudio, Inc., Wichita, KS.
 Maxel, Inc., Osage City, KS.
 McKee Oil & Gas, Inc., Independence, KS.
 McKinzie Tours, Inc., Stilwell, KS.
 Mid-Continent Walnut Corporation, Inc.,
 Winchester, KS.
 Midwest TV & Appliance Mart, Inc., Wichita, KS.
 Midwestern Marketing of Kansas, Inc.,
 Lawrence, KS.
 Minneapolis Country Club, Incorporated,
 Minneapolis, KS.
 Montgomery Farms, Inc., Solomon, KS.
 Montgomery Food Processors, Inc.,
 Arkansas City, KS.
 Munson Chiropractic, P.A., Dodge City, KS.
 Murphy's Inc., Hays, KS.
 Mycro-Tek, Inc., Wichita, KS.
 National Catering Company, Overland Park, KS.
 Naylor Healthcare Services, Inc., Gardner, KS.
 Network Billing Centers, Inc., Kansas City, KS.
 Opticians Association of Kansas, Inc.,
 Hutchinson, KS.
 Paris Corporation, Inc., Scottsdale, AZ.
 Precision Pizza, Inc., Salina, KS.
 Programs of Recovery, Inc., Hutchinson, KS.
 R. and C. Drilling Company, Inc., Hill City, KS.
 Ralston Farms, Inc., Augusta, KS.
 RJST, Inc., Wichita, KS.
 Rohloff Construction Co., Inc., Wichita, KS.
 Sanitation Service Co., Inc., Wichita, KS.
 Shop in Scandinavia, Inc., Lenexa, KS.
 Spangler Fiber-Wool, Inc., Belleville, KS.
 Spenwood, Inc., McPherson, KS.
 Stan Thirsk, Inc., Overland Park, KS.
 Steingates Medical Equipment, Inc., Topeka, KS.
 Street Scene Shoes of Oak Park, Inc.,
 Overland Park, KS.
 Summit Condominiums Homes Association, Inc.,
 Olathe, KS.
 Taco Shops of Wichita, Inc., Wichita, KS.
 Target Advertising Corporation, Pittsburg, KS.
 Tee & Bee Electric Company, Overland Park, KS.
 The Cut 'n' Curl Beauty Shoppe, Inc.,
 Platte City, MO.
 The Elegant Interior, Inc., Seattle City, WA.
 The Whole Enchilada, Inc., Wichita, KS.
 Torgeson Electric Company, Topeka, KS.
 Tufts 'N' Puffs, Inc., Junction City, KS.
 Wayman Bros., Inc., Derby, KS.
 Winston Realty, Inc., Coffeyville, KS.
 Younger's Hair People, Inc., Overland Park, KS.

(continued)

Foreign Corporations

Accurate Construction Company, St. Louis, MO.
 American Prearranged Services, Inc.,
 Jefferson City, MO.
 Arch Billmire Co., Inc., Sparks, MO.
 Agriculture Insurance Group Corporation,
 Great Falls, MT.
 B.C. Electronic Sales, Incorporated, Laurie, MO.
 B & L Food Stores, Inc., Jefferson City, Mo.
 Bilco, Etc., Inc., Abilene, KS.
 Borderline Trucking, Inc., Overland Park, KS.
 Borders, Inc., Ann Arbor, MI.
 Bozzay Roadrunner Delivery Service, Inc.,
 St. Louis, MO.
 Brite - Line Industries, Incorporated, Lexington, MA.
 Centergas, Inc., Amarillo, TX.
 Centex Bateson Construction Company, Inc.,
 Dallas, TX.
 Claridge Capital Corp., Downers Grove, IL.
 College Pro Painters (U.S.) Ltd., Medford, MA.
 Concord Financial Group, Inc., *A Delaware
 Corporation*, New York, NY.
 Crandall Drilling and Trenching Contractor, Inc.,
 Denver, CO.
 Custom Furs, Inc., St. Louis, MO.
 Elema-Schonander, Inc., New York, NY.
 Environmental Remediation, Inc., Baton Rouge, LA.
 Forum Group, Inc., Indianapolis, IN.
 Groton Land Company, Inc., Athens, GA.
 Harbridge Merchant Services, Inc.,
 Downers Grove, IL.
 Hiscomp, Co., Wichita, KS.
 Idleday Construciton and Consultants, Inc.,
 Lee's Summit, MO.
 K.T.G. Glassworks Technology, Inc., Pittsburgh, PA.
 Kennedy Equipment Sales, Inc., Kansas City, MO.
 Lammers, Lowe & Company, Kansas City, MO.
 LBI Management, Inc., Houston, TX.
 Leo Eisenberg & Co., Inc., Kansas City, MO.
 Lien Chemical Company, Elmhurst, IL.
 Loitz Bros. Construction Co., Inc., Grant Park, IL.
 Loral Librascope Corporation, Glendale, CA.
 Magruder Construction Co., Inc., Eolia, MO.
 Marchese Enterprises, Inc., Kansas City, MO.
 Marquest Health Services, Inc., Englewood, CO.
 Merico Abatement Contractors, Inc., Longview, TX.
 Metropolitan Excavating, Inc., Kansas City, MO.
 Novus International, Inc., St. Louis, MO.
 Olympus America Inc., Lake Success, NY.
 Pebble Haulers, Inc., Colorado Springs, CO.
 Professional Property Management, Inc.,
 Prairie Village, KS.
 Resco Construction Company, Joplin, MO.
 Robert Scott Securities, Inc., Newport Beach, CA.
 ROC GP Corp., Englewood, CO.
 Rounder Records Corp., Mission, KS.
 Sam Ventures, Inc., Northbrook, IL.
 SC Funding Corporation, Irvine, CA.
 Sipco Services & Marine, Inc., Houston, TX.
 Sooner Icee Co., Irving, TX.
 Talent Tree Personnel Services, Inc., Houston, TX.
 Three M Electric, Inc., Grandview, MO.

Transtechology Corporation, Union, NJ.
 U.S. Asbestos Co., Colorado Springs, CO.
 Vista Broker-Dealer Services, Inc., New York, NY.
 Voith Hydro, Inc., York, PA.
 Wilcon, Inc., Kansas City, MO.
 Winchell's Donut Houses Operating Company, L.P.,
 La Mirada, CA.
 Woodward-Sprowl Construction, Inc., Upland, CA.

Bill Graves
 Secretary of State

Doc. No. 014122

State of Kansas

**Department of Administration
 Division of Architectural Services**

**Notice of Commencement of Negotiations
 for Architectural Services**

Notice is hereby given of the commencement of negotiations for "on-call" architectural services for the Wichita State University, Wichita. Interested firms should be capable of assisting university personnel on miscellaneous small architectural projects for two to three years.

Any questions or expressions of interest should be directed to Kelly Conway, Deputy Director, Design and Construction Administration, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before December 3. An original and five copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest.

J. David DeBusman
 Director, Division of
 Architectural Services

Doc. No. 014159

State of Kansas

**Department of Administration
 Division of Architectural Services**

**Notice of Commencement of Negotiations
 for Engineering Services**

Notice is hereby given of the commencement of negotiations for "on-call" engineering services for the University of Kansas, Lawrence. Interested firms should be capable of assisting university personnel on miscellaneous small engineering projects for two to three years.

Any questions or expressions of interest should be directed to Kelly Conway, Deputy Director, Design and Construction Administration, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before December 3. An original and five copies of the SF 255 form (plus attachments as required) should be submitted with letters of interest.

J. David DeBusman
 Director, Division of
 Architectural Services

Doc. No. 014160

(Published in the Kansas Register, November 18, 1993.)

**Crawford County, Kansas
Correction of Notice of Redemption**

The notice of redemption to the holders of Crawford County, Kansas, Single Family Mortgage Revenue Bonds, Series 1980 A, which was published in the Kansas Register October 28, 1993, contained an error in the redemption date. The correct bond redemption date is **December 1, 1993.**

Dated October 18, 1993.

Continental Bank, National Association
as Trustee
for Crawford County, Kansas

Doc. No. 014165

(Published in the Kansas Register, November 18, 1993.)

**Notice of Bond Sale
Unified School District 346
Linn County, Kansas
General Obligation Bonds**

Sealed Bids

Sealed bids for the purchase of \$1,975,000 aggregate principal amount of General Obligation Bonds of Unified School District 346, Linn/Bourbon Counties, Kansas, hereinafter described, will be received by the undersigned district clerk of Unified School District 346, Linn/Bourbon Counties, Kansas, on behalf of the Board of Education of the district at the district's administrative offices, 6th and Locust, Mound City, KS 66056, until 11 a.m. Central Time on December 2, 1993. All bids will be publicly opened and read at said time and place and will be acted upon by the district immediately thereafter. No oral or auction bids will be considered.

Bond Details

The bonds will consist of fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated December 15, 1993, and will become due serially on September 1 in the years as follows:

Year	Principal Amount
1996	\$ 70,000
1997	75,000
1998	80,000
1999	85,000
2000	90,000
2001	95,000
2002	100,000
2003	105,000
2004	110,000
2005	120,000
2006	125,000
2007	135,000
2008	140,000
2009	150,000
2010	155,000

2011	165,000
2012	175,000

The bonds will bear interest at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1995.

Place of Payment and Bond Registration

The principal of and interest on the bonds will be payable in lawful money of the United States of America by check or draft of the Kansas State Treasurer, Topeka, Kansas (the paying agent and bond registrar). The principal of the bonds will be payable at presentation and surrender of the bonds at the office of the paying agent. Interest on the bonds will be paid by check or draft mailed by the paying agent to the persons in whose names the bonds are registered on the registration books maintained by the bond registrar at the close of business on the record date for such interest, which shall be the 15th day (whether or not a business day) of the calendar month next preceding such interest payment date.

The district will pay for the fees of the bond registrar for registration and transfer of the bonds and will also pay for printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the bond registrar, will be the responsibility of the bondholders.

Redemption of Bonds Prior to Maturity

At the option of the district, bonds maturing on September 1, 2003, and thereafter will be subject to redemption and payment prior to maturity on September 1, 2002, and thereafter in whole or in part on any date (bonds of less than a single maturity to be selected by lot in multiples of \$5,000 principal amount by the paying agent and bond registrar in such equitable manner as it shall designate), at the principal amount thereof, plus accrued interest to the redemption date, without premium.

Whenever the district is to select the bonds for the purpose of redemption, it shall, in the case of bonds in denominations greater than \$5,000, if less than all of the bonds then outstanding are to be called for redemption, treat each \$5,000 of face value of each such fully registered bond as though it were a separate bond of the denomination of \$5,000.

If the district shall elect to call any bond for redemption and payment prior to the maturity thereof, the district shall give written notice of its intention to redeem and pay said bonds on a specified date, the same being described by number and maturity, said notice to be mailed by United States registered or certified mail addressed to the paying agent and bond registrar, and to the manager or managers of the underwriting account making the successful bid, each of said notices to be mailed at least 30 days prior to the redemption date. Thereafter, the paying agent and bond registrar will notify the owners of the bonds of the district's redemption call by United States mail, postage prepaid or as otherwise required by applicable

(continued)

law. If any bond be called for redemption and payment as aforesaid, all interest on such bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

Conditions of Bids

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidders, subject to the following conditions: The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be a multiple of $\frac{1}{8}$ or $\frac{1}{20}$ of 1 percent. No interest rate shall exceed the index of treasury bonds published by *The Bond Buyer* in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No supplemental interest payments will be authorized. Each bid must be for the par amount of \$1,975,000 plus accrued interest. Each bid shall specify the total interest cost to the district during the life of the bond issue on the basis of such bid, the premium, if any, offered by the bidder, and the net interest cost to the district on the basis of such bid. Each bid shall also specify the average annual net interest rate to the district on the basis of such bid. Bidders shall specify in the bid form the prices (exclusive of accrued interest), expressed as a dollar price, at which the bidder intends that each maturity amount of the bonds shall be initially offered to the public (the initial reoffering prices).

Basis of Award

The award of the bonds will be made on the basis of the lowest net interest cost to the district, which will be determined by subtracting the amount of the premium bid, if any, from the total interest cost to the district. If there is any discrepancy between the net interest cost and the average annual net interest rate specified, the specified net interest cost shall govern and the interest rates specified in the bid shall be adjusted accordingly. If two or more proper bids providing for identical amounts for the lowest net interest cost are received, the district shall determine which bid, if any, shall be accepted, and its determination shall be final.

Authorization, Purpose and Security for the Bonds

The bonds are being authorized and issued to permanently finance various improvements to the district's school buildings. The bonds will be general obligations of the district payable as to both principal and interest for the district's general obligation bonds from ad valorem taxes which may be levied, without limitation as to rate or amount on all the taxable tangible property, real and personal, within the territorial limits of the district.

Internal Revenue Code of 1986

The Internal Revenue Code of 1986 imposes requirements on the district that must be met subsequent to the issuance of the bonds by the district and, as a result, the district will and does hereby covenant that it will diligently undertake those steps necessary to maintain the tax-exempt status of the bonds. The dis-

trict's failure to comply with such requirements could adversely affect the tax-exempt status of the bonds. Purchasers of the bonds should be aware that should the bonds lose their status as tax-exempt obligations as a result of the district's failure to comply with such requirements, the bonds are neither callable nor will the rate of interest on the bonds be adjusted to reflect such circumstances.

The code includes interest on tax-exempt obligations, such as the bonds, in the adjusted current earnings of certain corporations

With the exception of certain "qualified tax-exempt obligations," the code provides the banks and thrift institutions may not deduct any portion of the interest cost of purchasing or carrying tax-exempt obligation's such as the bonds if such interest cost is incurred in taxable years ending after December 31, 1986, with respect to obligations acquired after August 7, 1986. The district does intend to designate the bonds as "qualified tax-exempt obligations" under Section 265 of the code.

Legal Opinion

The bonds will be sold subject to the legal opinion of Perry, Hamill & Fillmore, Overland Park, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district, printed on the bonds and delivered to the successful bidder when the bonds are delivered. Said opinion will also state that in the opinion of bond counsel: (i) assuming continued compliance by the district with the provisions of the resolution authorizing the issuance of the bonds and the code, under existing law, the interest on the bonds is, to the extent applicable, excludable from federal income taxation, and (ii) interest on the bonds is also excludable from the computation of Kansas adjusted gross income.

Delivery and Payment

The district will pay for printing the bonds and will deliver the bonds, without cost to the successful bidder, properly prepared, executed and registered, on or about December 28, 1993, at such bank or trust company in the state of Kansas or greater metropolitan area of Kansas City, Missouri. Delivery elsewhere will be at the bidder's expense. Said bidder will also be furnished with a certified transcript of the proceedings evidencing the authorization and issuance of the bonds and the usual closing documents, including a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity and a certificate regarding the completeness and accuracy of the official statement. Payment for the bonds shall be made in Federal Reserve funds, immediately subject to use by the district. The denominations of the bonds and the names, addresses and social security or taxpayer identification numbers of the registered owners shall be submitted in writing by the successful bidder to the district, bond counsel and bond registrar not later than 4 p.m. Central Time on December 10, 1993. In the absence of such information, the district will deliver bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the district, its financial advisor, B.C. Christopher, a division of Fahnstock & Co., Inc., and bond counsel by 4 p.m. Central Time on December 6, 1993, a certificate acceptable to the district's bond counsel to the effect that (i) the successful bidder has made a bona fide public offering of the bonds at the initial reoffering prices, and (ii) a substantial amount of the bonds was sold to the public (excluding brokers and other intermediaries) at such initial reoffering prices. Such certificate shall state that (1) it is made on the best knowledge, information and belief of the successful bidder, and (2) 10 percent or more in par amount of the bonds of each maturity was sold to the public at or below the initial reoffering prices (such amount being sufficient to establish the sale of a "substantial amount" of the bonds).

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount equal to 2 percent of the par value of the bonds payable to the order of the district to secure the district from any loss resulting from the failure of the bidder to comply with the terms of the bid. No interest will be paid upon the deposit made by the successful bidder. Said check shall be returned to the bidder if the bid is not accepted. If a bid is accepted, said check shall be held by the district until the bidder shall have complied with all of the terms and conditions of this notice, at which time said check shall be returned to the successful bidder or deducted from the purchase price at the option of the district. If a bid is accepted but the district shall fail to deliver the bonds to the bidder in accordance with the terms and conditions of this notice, said check shall be returned to the bidder. If a bid is accepted but the bidder shall default in the performance of any of the terms and conditions of this notice, the proceeds of such check shall be forfeited to the district with the district reserving the right to pursue any consequential damages arising from such default.

CUSIP Numbers

CUSIP identification numbers will be printed on the bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of this notice. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid by the district.

Bid Forms

All bids must be made on forms which may be procured from the district clerk. No additions or alterations in such forms shall be made and any erasures may cause rejection of any bid. The district reserves the right to waive irregularities and to reject any or all bids.

Submission of Bids

Bids must be submitted in sealed envelopes addressed to the undersigned district clerk and marked "Proposal for the Purchase of General Obligation

Bonds." Bids may be submitted by mail or delivered in person to the undersigned at 6th and Locust, Mound City, KS 66056, and must be received by the undersigned prior to 11 a.m. Central Time on December 2, 1993.

Date and Delivery of Preliminary and Final Official Statement

The district has authorized the preparation and disbursement of a preliminary official statement containing information relating to the bonds. The preliminary official statement comprises the final official statement required by Rule 15c2-12 of the Securities and Exchange Commission.

The preliminary official statement, when amended to include the interest rates specified by the underwriter(s) and the price or yield at which the underwriter(s) will re-offer the bonds to the public, together with any other information required by law, will constitute a "Final Official Statement" with respect to the bonds as that term is defined in Rule 15c2-12. No more than seven business days after the date of the sale, the district will provide without cost to the underwriter(s) such reasonable number of printed copies of the final official statement as such underwriter(s) may request. Further copies, if desired, will be made available at the underwriter's expense. If the sale of the bonds are awarded to a syndicate, the district will designate the senior managing underwriter of the syndicate as its agent for purposes of distributing copies of the final official statement to each participating underwriter. Any underwriter executing and delivering a bid form with respect to the bonds agrees thereby that if the bid is accepted it shall accept such designation and shall enter into a contractual relationship with all participating underwriters for the purpose of assuring the receipt and distribution by each such participating underwriter of the final official statement.

The district will deliver to the underwriters on the date of delivery of the bonds a certificate executed by the president and the district clerk to the effect that the final official statement, as of the date of delivery of the bonds, does not contain any untrue statement of a material fact or omit to state a material fact necessary to make the statements made, in the light of the circumstances in which they are made, not misleading.

Copies of the district's preliminary official statement relating to the bonds may be obtained from the district clerk or B.C. Christopher, a division of Fahnstock & Co., Inc., Kansas City, Missouri, (816) 932-7131, and Topeka, Kansas, (913) 235-9281, the district, financial advisor.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property within the district for the year 1993 is \$18,304,406. The total general obligation bonded indebtedness of the district as of the date of the bonds, including the bonds, is \$1,975,000.

Dated November 2, 1993.

Unified School District 346
Linn County, Kansas
Carla A. Leavitt, District Clerk
6th and Locust
Mound City, KS 66056

Doc. No. 014152

State of Kansas

Adjutant General's Department

Permanent Administrative
RegulationsArticle 2.—STANDARDS FOR LOCAL
DISASTER AGENCIES

56-2-1. Definitions. (a) "Local disaster agency" means any county disaster agency established as required by 48-929(a), any city disaster agency required by the governor under 48-929(b) and any interjurisdictional disaster agency ordered by the governor under K.S.A. 48-930.

(b) "Division" means the division of emergency preparedness within the adjutant general's department as established in K.S.A. 48-905.

(c) "Coordinator" means the disaster agency head appointed as required by K.S.A. 48-929(c), regardless of official local title. (Authorized by K.S.A. 48-907; and implementing K.S.A. 48-929; effective Jan. 3, 1994.)

56-2-2. Standards for local disaster agencies. Each local jurisdiction shall establish and provide to the division a copy of the following items.

(a) An ordinance or resolution by the local governing body shall be established and provided to the division which:

(1) Establishes a disaster agency as required by K.S.A. 48-929 or 48-930;

(2) provides for an appointed coordinator to head the agency;

(3) outlines the general authority of the agency before, during and after a disaster emergency;

(4) outlines the basic functions of the agency which, at a minimum, shall include the following:

(A) Coordination of response and recovery activities during and following a disaster emergency;

(B) development and maintenance of a local hazard analysis;

(C) development of a local emergency planning program and maintenance of an all-hazard emergency operations plan;

(D) the implementation of a local technological hazards program which includes participation on the local emergency planning committee as provided for in K.S.A. 65-5703 and the development and coordination of a radiological protection system;

(E) development and maintenance of an active public education program, both through direct public presentations and contacts with the local news media;

(F) development and coordination of a local exercise program to test the capability of the jurisdiction to implement the emergency operations plan;

(G) development and coordination of a local emergency preparedness training program;

(H) development and coordination of local hazard warning and notification systems;

(I) coordination of all requests for assistance from other jurisdictions, and the state and federal governments during a disaster emergency;

(J) identification of mitigation of actions necessary to prevent hazards or to lessen their impact; and

(K) advice and assistance to the local governing body in preparation of emergency declarations under K.S.A. 48-932;

(5) sets forth the support to be provided to the agency, which, at a minimum shall include the following:

(A) Jurisdiction-provided office space and clerical support sufficient to perform the required emergency preparedness functions;

(B) jurisdiction-provided transportation or reimbursement for private transportation used for official duties;

(C) jurisdiction-provided portable radio, pager, cellular telephone or other communications arrangement for 24-hour a day notification of the disaster agency; and

(D) designation of one or more persons to act as an alternate disaster agency head when coordinator is not available; and

(6) requires all other agencies and employees of the jurisdiction to cooperate with the disaster agency in all matters pertaining to emergency preparedness.

(b) A position description for the coordinator shall be established and provided to the division which:

(1) Outlines required duties and responsibilities of the position;

(2) establishes the requirements for selection to and continued employment in the position, which, at a minimum, shall include the following qualifications. Each coordinator shall:

(A) possess a valid driver's license;

(B) possess a high school diploma or equivalent;

(C) be available to work a variety of hours and be physically able to respond to disaster emergencies;

(D) be available to travel to attend training courses and emergency preparedness conferences;

(E) have skills to organize and coordinate activities of other persons;

(F) have the ability to understand and work with state and federal regulations pertaining to emergency preparedness, hazardous materials and radiological protection;

(G) have the ability to work with direct supervision; and

(H) obtain, within 24 months of appointment, and maintain certification as an emergency manager from an association or institution identified on a list, published by the division, of recognized certifying entities.

(3) specifies the number of hours per week to be spent on emergency preparedness duties; and

(4) sets forth the salary range of the position.

(c) Official written notification within 10 working days of any changes to the resolution, ordinance or job description and of any change of disaster agency head shall be provided to the division.

(d) Quarterly activity reports, as stipulated by the division, shall be provided, addressing emergency preparedness activities performed by the disaster agency. The reports shall include, but not be limited to, the actions taken to perform the functions outlined in paragraph (a) (4) of this regulation.

(e) Annually, at a time specified by the division, statements of local emergency preparedness goals, anticipated work and requested state and federal assistance for the next federal fiscal year shall be provided to the division. (Authorized by K.S.A. 48-907; and implementing K.S.A. 48-929; effective Jan. 3, 1994.)

Major General James F. Rueger
The Adjutant General

Doc. No. 014154

State of Kansas

Social and Rehabilitation Services

Permanent Administrative Regulations

Article 4.—PUBLIC ASSISTANCE PROGRAM

30-4-111. Applicable income. (a) Applicable income shall be the amount of earned and unearned income to be subtracted from the budgetary requirements in determining the budgetary deficit.

(b) Applicable earned income for persons included in the assistance plan shall equal gross earned income or the adjusted gross earned income from self-employment, less the following items:

- (1) Ninety dollars for each employed person;
- (2) for all persons in an ADC or APW assistance plan and for all children in an ADC-FC, GA-FC, or GA assistance plan, the ADC earned income disregards of \$30.00 and $\frac{1}{3}$ of the remainder, for:

(A) Each applicant who had received assistance in one of the four preceding months and who had not had the disregards applied to the applicant's income for the periods of time specified in subparagraph (B) of this subsection; and

(B) each recipient. The $\frac{1}{3}$ disregard shall continue for a period of time not to exceed four consecutive months and the \$30.00 disregard shall continue for a period not to exceed 12 consecutive months; and

(3) reasonable expenses for child care or expenses for the care of an incapacitated person. The amount of deductible dependent care shall not exceed \$200.00 per person for persons under age two or \$175.00 per person for persons age two or older. The dependent shall be included in the assistance plan before the deduction is allowed. For cases subject to retrospective budgeting, for the first and second months of employment, the agency may, based on an agency-approved plan, meet the cost of child care directly or through reimbursement and apply the child care disregard to offset income received in those months when determining the amount of the payment for the corresponding payment months. Under these circumstances, the agency shall not apply the disregard to income used to determine the amount of the payment for the two months following the month in which child care ceases.

Once an individual has received the appropriate earned income disregard for the time period specified above in subparagraph (2)(B) in a program through which the individual's needs were met with federal funds, the individual shall not again be eligible for the earned income disregards specified in subparagraph (2)(B) above until after the individual has ceased to

receive federally-funded assistance for 12 consecutive months. Once an individual has received the appropriate earned income disregard for the time period specified above in subparagraph (2)(B) in a state-funded program, the individual shall not again be eligible for such earned income disregards until after the individual has ceased to receive state-funded assistance for 12 consecutive months. If the client would have been eligible to receive the earned income disregard in any month, but did not receive it due to the client's failure to comply with an eligibility or procedural requirement or due to the provisions of subsection (c), the month the client would have been eligible for the disregard shall be counted in determining the four and 12 consecutive month periods. If income from a recurring source resulted in suspension or termination due to an extra paycheck, the month of ineligibility shall not interrupt the accumulation of consecutive months of the \$30.00 and $\frac{1}{3}$ disregard, nor shall it count as one of the consecutive months.

(c) The earned income disregards specified in subsection (b) shall not be applicable to earnings that are not timely reported on the monthly status report form without good cause or when the individual:

(1) Has terminated employment or has reduced earnings without good cause within a period of not less than 30 days preceding the payment month for applicants or the report month for recipients;

(2) has refused without good cause to accept a bona fide offer of employment within the 30-day period preceding the payment month for applicants or the report month for recipients; or

(3) voluntarily requests assistance to be terminated for the primary purpose of avoiding receipt of the \$30.00 and $\frac{1}{3}$ disregard for four consecutive months.

(d) For self-employed persons, adjusted gross earned income equals gross earned income less costs of the production of the income. Income-producing costs include only those expenses directly related to the actual production of income. The following guidelines shall be used by the agency in calculating the cost of the production of the income.

(1) The public assistance program shall not be used to pay debts, set up an individual in business, subsidize a nonprofit activity, or treat income on the basis of IRS policies.

(2) If losses are suffered from self-employment, the losses shall not be deducted from other income nor may a net loss of a business be considered an income-producing cost.

(3) If a business is being conducted from a non-home location, business space and utilities shall be considered income-producing costs.

(4) If a business is being conducted from a person's own home, shelter and utility costs shall not be considered as income-producing costs unless they are clearly distinguishable from the home operation.

(5) If payments increase the equity in equipment, vehicles, or other property, the payments shall not be considered income-producing costs.

(6) If equipment, vehicles, or other property are being purchased on an installment plan, the actual interest paid may be considered an income-producing cost.

(continued)

(7) Depreciation on equipment, vehicles, or other property shall not be considered as an income-producing cost.

(8) Insurance payments on equipment, vehicles, or other property shall be allowed if the payments directly relate to the business.

(9) Expenses for inventories and supplies that are reasonable and required for the business shall be considered income-producing costs.

(10) Wages and other mandated costs related to wages paid by the applicant or recipient shall be considered income-producing costs.

(e) In determining eligibility and the amount of payment, the applicable earned and unearned income of a stepparent or the parent of a minor parent not included in the assistance plan or of an alien who is a parent of an ADC child and who is excluded from the assistance plan due to the provisions of the immigration reform and control act of 1986 (P.L. 99-603, effective May 1, 1987) to be counted shall equal gross income or the adjusted gross income of the self-employed less the following items:

(1) Ninety dollars of earned income;

(2) the standards for budgetary requirements of the above referenced persons and dependents in the same household who are claimed by the above referenced persons for internal revenue service purposes and who are not in the assistance plan;

(3) amounts paid by the above referenced persons to persons not living in the same household and claimed as dependents for internal revenue service purposes; and

(4) alimony or child support payments to individuals not living in the household which are made by the above referenced persons.

(f) For a person in the home whose income is required to be considered and who is not included in the assistance plan, all nonexempt, unearned income and gross earnings, or adjusted gross earnings of the self-employed, shall be considered without the application of any income disregards, unless otherwise prohibited by law.

(g) The income of an alien's sponsor shall be considered in determining eligibility and the amount of payment for the alien as prescribed by the secretary of health and human services and as approved by the secretary of social and rehabilitation services.

(h) All net, unearned income of persons included in the assistance plan shall be applicable unless exempted. Net unearned income shall equal gross unearned income less the costs of the production of the income. Income-producing costs include only those expenses directly related to the actual production of income. The principles set forth in subsection (d) of this regulation regarding the calculation of income-producing costs shall be applicable. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-10, May 1, 1987; amended, T-88-59, Dec. 16, 1987;

amended May 1, 1988; amended Oct. 1, 1989; amended Jan. 2, 1990; amended May 1, 1991; amended, T-____, ____; amended Jan. 3, 1994.)

Article 6.—MEDICAL ASSISTANCE PROGRAM—CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-56. Transfer of assets. (a) Definitions.

(1) "Transfer of assets" means any act, contract, or lease, which partially or totally passes the use, control, or ownership of assets of an applicant or recipient to another person or corporation. A disclaimer of an inheritance shall constitute a transfer of assets.

(2) For purposes of this regulation, "institutionalized individual" means an applicant or recipient who is residing in a nursing facility, in a medical institution that is providing the individual a level of care equivalent to the care provided by a nursing facility, or in a home- and community-based services living arrangement.

(3) For purposes of this regulation, "assets" means all income and resources of the individual and of the individual's spouse, including any income or resources which the individual or spouse is entitled to but does not receive because of action by:

(A) The individual or the individual's spouse;

(B) a person, including a court or administrative body, with legal authority to act in place of or on behalf of the individual or the individual's spouse; or

(C) any person, including any court or administrative body, acting at the direction or upon the request of the individual or the individual's spouse.

(b) Eligibility limitation. An institutionalized individual shall not be eligible for coverage of institutional or home- and community-based services if the individual or individual's spouse transferred assets for less than fair market value on or after:

(1) Sixty months before the date the individual received or was otherwise eligible to receive these services and has applied for medical assistance if the asset was disposed of through a trust arrangement as specified in K.A.R. 30-6-109(c); or

(2) thirty-six months before the date the individual received or was otherwise eligible to receive these services and has applied for medical assistance in the case of all other transfers.

Multiple transfers that occur within a calendar month shall be treated as a single transfer.

(c) Exempted transfers. The following transfers shall not affect eligibility under the provisions of subsection (b):

(1) Transfers of assets that have been approved by the agency. If the transfer is for fair market value and is a bona fide transaction, approval shall be granted by the agency;

(2) a transfer of assets executed pursuant to the division of assets provisions contained in K.A.R. 30-6-106;

(3) transfer of the institutionalized individual's home to:

(A) The spouse of the institutionalized individual;

(B) a child of the institutionalized individual who is under the age of 21 or who meets the blindness or disability criteria of K.A.R. 30-6-85;

(C) a sibling of the institutionalized individual who has an equity interest in such home and who was

residing in the home for a period of at least one year immediately before the date the individual entered the institutional or home- and community-based services arrangement; or

(D) a child of the institutionalized individual other than the child described in item (3)(B) above, who was residing in the home for a period of at least two years immediately before the date the individual entered the institutional or home- and community-based services arrangement and who provided care to the institutionalized individual which permitted the individual to reside at home;

(4) a transfer of assets to:

(A) The institutionalized individual's spouse or to another for the sole benefit of the individual's spouse;

(B) the institutionalized individual's child who meets the blindness or disability criteria of K.A.R. 30-6-85 or to a trust established solely for the benefit of such child; or

(C) a trust established solely for the benefit of an individual under 65 years of age who meets the blindness or disability criteria of K.A.R. 30-6-85; and

(5) a transfer of assets from the institutionalized individual's spouse to another for the sole benefit of the spouse.

(d) Procedures. The procedures set forth below shall be used in determining an institutionalized individual's eligibility for medical assistance under the above provisions.

(1) A record shall be assembled in chronological order for each transfer of assets.

(2) After securing the information listed above, the reason for the transfer shall be examined by the agency. In examining the reason for the transfer, a determination first shall be made as to whether fair market value was received. If the agency determines that fair market value was not received, it shall be presumed that the transfer was for the purpose of establishing eligibility, unless the person furnishes convincing evidence that the transfer was exclusively for some other purpose.

(3) The decision of the agency with respect to convincing evidence shall be governed by the following criteria.

(A) Any transfer of assets shall be considered in the light of the circumstances at the time the transfer was made.

(B) The weight given to an institutionalized individual's statement that the transfer was not connected with that person's application for medical assistance shall be in proportion to the length of the interval between the transfer and the application.

(C) The difference in the equity transferred and the consideration received shall be such that it would be evident to the ordinary individual that full value had not been received.

(D) An institutionalized individual shall not be penalized for removal of the individual's name from the title or restricting access to the assets if the individual can substantiate that the individual has no ownership interest in the assets. Factors to be documented and considered shall include the source and use of the assets. This provision shall not be applicable to jointly-owned assets between legally responsible persons.

(e) Period of ineligibility.

(1) If the agency determines that any institutionalized individual has transferred assets without the approval of the agency and for less than fair market value, the period of ineligibility shall be determined by the agency using the following formula.

(A) The uncompensated value of all assets transferred on or after the time period specified in subparagraphs (b) (1) and (b) (2) in excess of the property's resource limit, less the difference between the value of the nonexempt resources of the applicant or recipient and the allowable nonexempt resource limit, shall be divided by the average monthly private pay rate of all nursing facilities in the state to determine the number of months of ineligibility.

(B) The period of ineligibility shall commence with the month in which the asset was transferred for applicants and no later than the second month following the month of transfer for recipients giving timely and adequate notice. In the case of the existence of a previously established period of ineligibility, such new period shall commence no earlier than the month following the month the previous established period ends.

(2) If there is evidence that a transfer was made for less than fair market value and later the asset is re-conveyed to the individual, or if there is an adjustment in the transfer through which the individual receives fair market value, the loss of the asset no longer exists. The individual shall, if otherwise qualified, be eligible for medical assistance.

(3) The period of ineligibility shall be initially waived or subsequently suspended if it is determined that the action to waive or suspend is necessary to avoid undue hardship. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c, 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended May 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended Oct. 1, 1993; amended, T-____, ____; amended Jan. 3, 1994.)

30-6-103. Determined eligibles; protected income levels. (a) Independent living and home- and community-based services arrangements.

(1) The protected income level for persons in independent living arrangements and in the home- and community-based services program shall be based on the total number of persons in the assistance plan and any other persons in the family group whose income is being considered.

(2) The protected income levels for independent living may also be used when an applicant or recipient:

(A) Enters a medicaid-approved facility, except that this provision shall not apply in situations where only one spouse of a married couple enters an institutional living arrangement; or

(B) is absent from the home for medical care for a period not to exceed two months to allow for main-

(continued)

taining the applicant's or recipient's independent living arrangements.

(3) Except as provided in paragraphs (4), (5), (6), (7) and (8) below, the following table shall be used to determine the protected income level for persons in independent living.

PERSONS IN INDEPENDENT LIVING (Per Month)

1	2	3
\$446.00	\$475.00	\$480.00

The protected income level for additional persons shall be the sum of the basic standard for a like public assistance family plus the maximum state shelter standard.

(4) In determining eligibility for pregnant women and for infants under the provisions of K.A.R. 30-6-77(a) and (b), 150 percent of the official federal poverty income guidelines shall serve as the protected income level.

(5) In determining eligibility for other young children under the provisions of K.A.R. 30-6-77(c), 133 percent of the official federal poverty income guidelines shall serve as the protected income level.

(6) In determining eligibility for older children under the provisions of K.A.R. 30-6-77(d), 100 percent of the official federal poverty income guidelines shall serve as the protected income level.

(7) In determining eligibility for poverty-level medicare beneficiaries under the provisions of K.A.R. 30-6-86, 100 percent of the official federal poverty income guidelines shall serve as the protected income level.

(8) In determining eligibility for working disabled individuals under the provisions of K.A.R. 30-6-87, 200 percent of the official federal poverty income guidelines shall serve as the protected income level.

(9) In determining eligibility for low income medicare beneficiaries under the provisions of K.A.R. 30-6-86, 110 percent of the official federal poverty income guidelines shall serve as the protected income level.

(b) Institutional living arrangements. For persons residing in institutional settings, the protected income level shall be \$30.00, except as noted in paragraph (2) of subsection (a). The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended, T-84-36, Dec. 21, 1983; amended May 1, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended, T-86-19, July 1, 1985; amended, T-86-42, Jan. 1, 1986; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-88-2, Feb. 1, 1987; amended May 1, 1987; amended, T-88-10, May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Dec. 16, 1987; amended May 1, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended, T-30-12-28-89, Jan. 1, 1990; amended, T-30-3-29-90, April 1, 1990; revoked, T-30-7-2-90, July 2, 1990; amended, T-30-7-2-90, July 2, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1,

1990; amended Jan. 7, 1991; amended, T-30-12-28-90, Jan. 2, 1991; amended May 1, 1991; amended July 1, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended Jan. 3, 1994.)

30-6-106. General rules for consideration of resources, including real property, personal property, and income. (a) Legal title shall determine ownership for assistance purposes. In the absence of legal title, possession shall determine ownership.

(b) Resources shall be of a nature that the value can be defined and measured. The objective measures set forth in paragraphs (1) and (2) below shall establish the resources' value.

(1) Real property. The value of real property shall be initially determined by the latest uniform statewide appraisal value of the property, which shall be adjusted to reflect current market value. If the property has not been appraised or if the market value as determined above is not satisfactory to the applicant, recipient, or agency, an estimate or appraisal of its value shall be obtained from a disinterested real estate broker. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(2) Personal property. The market value of personal property shall be initially determined using a reputable trade publication. If a publication is not available, or if there is a difference of opinion regarding the value of the property between the agency and the individual, an estimate from a reputable dealer shall be used. The cost of obtaining an estimate or appraisal shall be borne by the agency.

(c) (1) Resources shall be considered available both when actually available and when the applicant or recipient has the legal ability to make them available. A resource shall be considered unavailable when there is a legal impediment that precludes the disposal of the resource. The applicant or recipient shall pursue reasonable steps to overcome the legal impediment unless it is determined that the cost of pursuing legal action would be more than the applicant or recipient would gain, or unless the probability of success in the legal action would be minimal for the applicant or recipient.

(2) For SSI, real property shall be considered unavailable for so long as it cannot be sold because:

(A) The property is jointly owned and its sale would cause undue hardship due to the loss of housing for the other owner or owners; or

(B) the owner's reasonable efforts to sell the property have been unsuccessful.

(d) The resource value of property shall be that of the applicant's or recipient's equity in the property. Unless otherwise established, the proportionate share of jointly-owned real property and the full value of jointly-owned personal property shall be considered available to the applicant or recipient. Resources held jointly with a non-legally responsible person may be excluded from consideration if the applicant or recipient can demonstrate that the applicant or recipient has no ownership interest in the resource, has not contributed to the resource, and that any access to the resource by the applicant or recipient is limited to those duties performed while the applicant or recipient is acting as an agent for the other person.

(e) Nonexempt resources of all persons in the assistance plan and the nonexempt resources of persons who have been excluded from the assistance plan pursuant to K.A.R. 30-6-74(b) and K.A.R. 30-6-79(c) shall be considered in determining eligibility.

(f) (1) The combined resources of husband and wife, if they are living together, shall be considered in determining eligibility of either or both for the medical assistance program, unless otherwise prohibited by law.

(2) A husband and wife shall be considered to be living together if they are regularly residing in the same household. Temporary absences of either the husband or the wife for education, training, working, securing medical treatment or visiting shall not interrupt the period of time during which the couple is considered to be living together.

(3) A husband and wife shall not be considered to be living together when they are physically separated and not maintaining a common life, or when one or both enter into an institutional living arrangement, including either a medicaid-approved or non-approved medical facility or a home- and community-based services care arrangement. If only one spouse enters an institutional living arrangement, the provisions of subsection (m) below shall apply. If both spouses enter an institutional living arrangement, the combined resources of the husband and wife shall be considered available to both for the month in which the institutional arrangement begins.

(g) The resources of an ineligible parent shall be considered in determining the eligibility of a minor child for the medical assistance program if the parent and child are living together, except that such resources shall not be considered for children in an institutional or home- and community-based services arrangement beginning with the month following the month the arrangement begins.

(h) When any individual in the household who does not have the responsibility to support a person in the plan voluntarily and regularly contributes cash to the recipient toward household expenses, including maintenance costs, the amount of the contribution to be counted shall be the net income realized by the household.

(i) Despite subsections (e), (f), and (g) above, the resources of an SSI beneficiary shall not be considered in the determination of eligibility for medical assistance of any other person.

(j) The conversion of real and personal property from one form to another shall not be considered to be income to the applicant or recipient, except for the proceeds from a contract for the sale of property.

(k) Income shall not be considered to be both income and property in the same month.

(l) Despite subsection (e) above, the resources of a child whose needs are met through foster care payments shall not be considered in determining eligibility.

(m) When one spouse enters an institutional living arrangement and the other spouse remains in the community, and an application for medical assistance is made on behalf of the institutionalized spouse, the following provisions apply:

(1) The separate income of each spouse shall not be considered available to the other beginning in the month the institutional arrangement begins. Unless otherwise established, $\frac{1}{2}$ of the income which is paid in the names of both spouses shall be considered available to each. Income which is paid in the name of either spouse, or in the name of both spouses and the name of another person or persons, shall be considered available to each spouse in proportion to the spouse's interest, unless otherwise established.

(2) A monthly income allowance for the community spouse shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. The income allowance for the community spouse, when added to the income already available to that spouse, shall not exceed 150 percent of the official federal poverty income guideline for two persons plus the amount of any excess shelter allowance. The excess shelter allowance is defined as the amount by which the community spouse's expenses for rent or mortgage payments, taxes and insurance for the community spouse's principal residence, plus the food stamp standard utility allowance, exceeds 30 percent of 150 percent of the federal poverty income guideline amount referred to above. The maximum monthly income allowance which can be provided under this provision shall be \$1,817.00. The \$1,817.00 limitation shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater income allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(3) A monthly income allowance for each dependent family member shall be deducted from the income of the institutionalized spouse in determining the amount of patient liability for persons in institutional living arrangements or spenddown for persons in home- and community-based services arrangements. A dependent family member is defined as a minor or dependent child, dependent parent or dependent sibling of either spouse who lives with the community spouse. The allowance for each member shall be equal to $\frac{1}{3}$ of 150 percent of the official federal poverty income guideline for two persons. An allowance shall not be provided if the family member's gross income is in excess of 150 percent of the federal poverty income guideline for two persons.

(4) If the spouse is institutionalized on or after September 30, 1989, the real and personal property of both spouses shall be considered in determining the eligibility of the institutionalized spouse, based on the amount of property in excess of the community spouse property allowance as set forth in paragraph (m) (6) below whether or not such allowance will be made. If the excess property is within the allowable resource standards of K.A.R. 30-6-107, the institutionalized spouse shall be eligible. In the month following the first month of eligibility for the institutionalized spouse, only the property of the institutionalized spouse shall be considered available in determining

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continuing eligibility, except for property to be transferred in accordance with paragraph (m)(6) below.

(5) If the spouse was institutionalized before September 30, 1989, the real and personal property of each spouse shall be considered available to the other in the month in which the institutional arrangement began. Thereafter, the property of each spouse shall not be considered available to the other.

(6) The institutionalized spouse may make available to the community spouse a property allowance which, when added to the property already available to the community spouse, would be equal to 1/2 of the total value of the property owned by both spouses as of the first period of continuous institutionalization beginning on or after September 30, 1989. This allowance may not exceed \$72,660.00, but shall be no less than \$14,532.00. Both the \$14,532.00 and \$72,660.00 standards shall be increased annually to reflect the percentage increase in the consumer price index for all urban consumers. If a greater property allowance is provided under a court order of support or through the fair hearing process, that amount shall be used in place of the above limits.

(7) The amount of property received by the community spouse as a result of the property allowance determined in paragraph (m) (6) shall not be considered in determining the eligibility of the institutionalized spouse, except as provided in paragraph (m)(4) above. If the institutionalized spouse will be eligible based upon transferring sufficient property to the community spouse to equal the amount of the property allowance, the institutionalized spouse shall be given up to 90 days from the date of application to transfer the property. Additional time may be allowed for good cause. Pending disposition of the property, the institutionalized spouse shall be deemed to be temporarily eligible during this time period if all other eligibility factors are met. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991; amended Jan. 7, 1991; amended, T-30-12-28-90, Jan. 2, 1991; amended, T-30-3-1-91, March 1, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-8-9-91, Aug. 30, 1991; amended Oct. 28, 1991; amended Jan. 2, 1992; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended Oct. 1, 1993; amended, T-____, ____; amended Jan. 3, 1994.)

30-6-109. Personal property. (a) Definitions.

(1) "Personal property" means all property, excluding real property.

(2) "Cash assets" means money, investments, cash surrender or loan values of life insurance policies, trust

funds, and similar items on which a determinate amount of money can be realized.

(3) "Other personal property" means personal effects, household equipment and furnishings, home produce, livestock, equipment, vehicles, inventory, contracts from the sale of property, and similar items on which a determinate amount of money can be realized.

(b) Treatment of personal property. Personal property, unless exempted, shall be considered a resource. Trust funds shall be considered in accordance with subsection (c).

(c) Treatment of trust funds. For purposes of determining an individual's eligibility for or amount of assistance, the following rules shall apply. The term "trust" includes any legal instrument or device that is similar to a trust, including an annuity. The term "assets" shall be defined as specified in K.A.R. 30-6-56(a)(3).

(1) In the case of a revocable trust, the value of the trust shall be considered resources available to the individual. Payments from the trust to or for the benefit of the individual shall be considered as income. Any other payments made from the trust shall be considered under the property transfer provisions of K.A.R. 30-6-56.

(2) In the case of an irrevocable trust:

(A) If there are any circumstances under which payment from the trust could be made to, or for the benefit of, the individual, the portion of the trust from which payment could be made shall be considered resources available to the individual. Payments made from the trust to or for the benefit of the individual shall be considered as income. Any other payments made from the trust shall be considered under the property transfer provisions of K.A.R. 30-6-56; or

(B) any portion of the trust from which no payment could be made under any circumstances to the individual shall be considered as of the date of establishment of the trust or, if later, the date on which payment to the individual was restricted or foreclosed, under the provisions of K.A.R. 30-6-56.

(3) An individual shall be considered to have established a trust if assets of the individual were used to form all or part of the trust and if any of the following individuals established such trust other than by will:

(A) The individual or the individual's spouse;

(B) a person, including a court or administrative body, with legal authority to act in place of or on behalf of the individual or the individual's spouse; or

(C) a person, including any court or administrative body, acting at the direction or upon the request of the individual or the individual's spouse.

(4) If the corpus of the trust includes assets of any other person or persons, the provisions of this subsection shall apply to the portion of the trust attributable to the assets of the individual.

(5) These provisions shall apply without regard to the purposes for which the trust was established, whether the trustees have or exercise any discretion under the trust, any restrictions on when or whether distributions may be made from the trust, or any restrictions on the use of distributions from the trust.

(6) These provisions shall not apply to any of the following trusts:

(A) A trust containing the assets of an individual under age 65 who meets the blindness or disability criteria of K.A.R. 30-6-85 and which is established for the benefit of such individual by a parent, grandparent, legal guardian of the individual, or a court. The state shall receive all amounts remaining in the trust upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual;

(B) a trust established for the benefit of an individual in a nursing facility if the trust is composed only of pension, social security, and other income to the individual. The state shall receive all amounts remaining in the trust upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual; or

(C) a trust containing the assets of an individual who meets the blindness or disability criteria of K.A.R. 30-6-85 if such trust is established by a non-profit association, a separate account is maintained for each beneficiary of the trust, and accounts in the trust are established solely for the benefit of individuals who meet the blindness or disability criteria of K.A.R. 30-6-85, by that individual, the parent, grandparent, or legal guardian of such individuals, or by a court. The state shall receive all amounts remaining in the individual's account upon the death of such individual up to an amount equal to the total medical assistance paid on behalf of the individual.

(7) These provisions shall be waived if it is determined that the action is necessary to avoid undue hardship on the individual as determined on the basis of criteria established by the secretary of health and human services.

(d) Exempted personal property. The resource value of the following classifications of personal property shall be exempt:

- (1) Personal effects;
- (2) household equipment and furnishings in use or only temporarily not in use;
- (3) tools in use and necessary for the maintenance of house or garden;
- (4) stock and inventory of self-employed persons that are reasonable and necessary in the production of goods and services;
- (5) items for home consumption. These items shall consist of produce from a small garden consumed from day to day and any excess which may be canned or stored, and a small flock of fowl or livestock which are used to meet the food requirements of the family;
- (6) cash assets which are traceable to income exempted as income and as a cash asset;
- (7) any contract from the sale of property, if the proceeds from the contract are considered as income;
- (8) for non-SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended in the month received or in the following month;
- (9) for non-SSI, income-producing property, other than cash assets, if essential for employment or self-employment. This includes such items as tools, equipment, machinery and livestock;
- (10) for non-SSI, one vehicle for each assistance family with a value in an amount not to exceed \$1,500.00;

(11) for non-SSI, burial plots and funeral agreements as established by the secretary of health and human services and as approved by the secretary of social and rehabilitation services;

(12) for non-SSI, escrow accounts established for families participating in the family self-sufficiency program through the department of housing and urban development. Interest earned on such accounts shall also be exempted as income;

(13) for SSI, insurance not exceeding \$1,500.00 face value, owned by any applicant or recipient family member. Face value shall not include and shall not be increased by accumulated dividends, but shall be decreased by an outstanding policy loan. If the total face value of insurance policies owned by any one individual exceeds \$1,500.00, the total cash surrender value of those policies shall be a nonexempt resource;

(14) for SSI, one vehicle for each assistance family. Additional vehicles shall be exempt if shown to be essential for employment, for self-support, for medical treatment of a specific medical problem, or if specially equipped for use by a handicapped person;

(15) for SSI, any personal property of a blind or disabled person which is covered by an approved plan of self-support;

(16) for SSI, the equity value of income-producing personal property, other than cash assets, that is used in an applicant's or recipient's trade or business;

(17) for SSI, the equity value of non-business income-producing personal property, other than cash assets, if:

(A) The equity value of income-producing personal property plus the equity value of income-producing real property does not exceed \$6,000.00; and

(B) a net annual return of at least 6% of the total equity is produced;

(18) for SSI, burial plots as established by the secretary of health and human services for the SSI program;

(19) for SSI, any burial contract as established by the secretary of health and human services for the SSI program and as approved by the secretary of social and rehabilitation services;

(20) for SSI, proceeds from the sale of a home if the proceeds are conserved for the purchase of a new home and the funds so conserved are expended or committed to be expended within three months of the sale;

(21) for SSI, a retroactive social security payment received by the applicant or recipient or an ineligible legally responsible person for the nine months following the month of receipt; and

(22) for SSI, pension funds owned by an applicant's or recipient's spouse or parent if such spouse or parent is not an applicant for or recipient of SSI. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-11, June 17, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended, T-83-17, July 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended, T-85-34, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended May 1, 1987; amended, T-

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88-14, July 1, 1987; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended, T-30-5-1-90, May 1, 1990; amended, T-30-7-2-90, Aug. 30, 1990; revoked, T-30-8-14-90, Oct. 1, 1990; amended Oct. 1, 1990; amended Oct. 1, 1992; amended, T-____, ____; amended Jan. 3, 1994.)

30-6-113. Income exempt as applicable income.

The following income shall be exempt as applicable income in the determination of eligibility: (a) Unearned income-in-kind;

(b) shelter cost participation payments. In shared living arrangements in which two families contribute toward the shelter obligations, any cash paid toward the shared shelter obligation by one family to the second family in the shared arrangement shall not be considered as income to the second family. This exemption shall not be applicable in a bona fide, commercial landlord-tenant arrangement;

(c) assistance payments in the month received;

(d) home energy assistance furnished by a federal or state regulated entity whose revenues are primarily derived on a rate-of-return basis, by a private, non-profit organization, by a supplier of home heating oil or gas, or by a municipal utility company which provides home energy, if the assistance provided is based on need;

(e) income of a child received from a youth program funded by the job training partnership act of 1982, except that earned income received under the program shall only be exempt for a period of six months;

(f) incentive payments received by renal dialysis patients;

(g) irregular, occasional, or unpredictable monetary gifts not to exceed \$30.00 per person in any calendar quarter, except that this subsection shall not be applicable to gifts in excess of \$30.00;

(h) tax refunds and rebates, except for earned income tax credits for non-SSI in accordance with K.A.R. 30-6-112 (y);

(i) for non-SSI, earned income of a recipient child if the child is under the age of 18 years and a full-time student or if the child is a part-time student and is not a full-time employee;

(j) for non-SSI, earned income of a recipient child who is 18 years of age and a full-time student;

(k) for non-SSI, support payments covered by an assignment of support rights related to ADC and ADC-FC and forwarded to the agency. However, a support refund, disbursed by the agency to the client, shall not be exempt;

(l) for non-SSI, housing assistance from federal housing programs;

(m) for non-SSI, the first \$50.00 of child support or child support in combination with spousal support received in a month;

(n) for SSI, refund of taxes paid on real property or on food purchases;

(o) for SSI, $\frac{1}{3}$ of child support payments received by an eligible child from an absent parent;

(p) for SSI, earnings of an unmarried child who is a student under 22 years of age up to \$400.00 a month. This exemption shall not exceed \$1,620.00 a year;

(q) for SSI, work expenses of a blind recipient;

(r) for SSI, impairment-related work expenses of a disabled recipient;

(s) for SSI, incentive allowances and reimbursements for individuals in training to provide support services under the jobs training partnership act (JTPA) program administered by state and local subdivisions;

(t) for SSI, the difference between the social security benefit entitlement in August, 1972, and the entitlement in September, 1972, for persons who were receiving cash assistance through the programs of AABD or ADC in September, 1972 and who were entitled to a social security benefit in September, 1972. This exemption shall apply only if the exemption establishes eligibility without a spenddown;

(u) for SSI, the amount of all social security cost of living adjustments for a person who was concurrently receiving SSI and social security after April, 1977 and who would be eligible for SSI if the cost of living adjustments received since that person was last eligible for SSI were not considered as income;

(v) for SSI, income allocated and expended by an adult in an institutional living arrangement for the support of the adult's minor children if the adult does not have a spouse who continues to live in the community. The income allocation shall not exceed the amount necessary to bring their income up to the protected income level appropriate to their living arrangement;

(w) for SSI, SSI payments to which the person is not legally entitled that are subject to SSI recovery;

(x) for SSI, child support collected by the agency and paid as a \$50.00 or less pass-through of child support;

(y) for SSI, the amount of the December, 1983 increase in social security disabled widow or widower benefits resulting from the changes in the actuarial reduction formula and all subsequent cost of living adjustments for a person who was concurrently receiving SSI and social security disabled widow and widower benefits under section 202(e) or 202(f) of the social security act, provided that:

(1) The person became ineligible for SSI due solely to the 1983 actuarial increase;

(2) the person has continuously received social security disabled widow or widower benefits since the 1983 actuarial increase was first received;

(3) the person would be currently eligible for SSI if it were not for the 1983 actuarial increase and all subsequent cost of living adjustments; and

(4) the person applied for medical assistance under this provision prior to July 1, 1988;

(z) for SSI, reparation payments made under the Republic of Germany's federal law for compensation of nationalist socialist persecution;

(aa) for SSI, the amount of the social security adult disabled child benefit for an otherwise eligible SSI person age 18 or older who:

(1) Was receiving SSI benefits that began prior to age 22; and

(2) lost SSI eligibility due solely to the person becoming eligible for the adult disabled child benefits or an increase in the adult disabled child benefits;

(bb) for SSI, the amount of social security early disabled widow or widower benefits under section 202(e) or (f) of the social security act, provided that

(1) The person became ineligible for SSI because of the receipt of such benefits;

(2) the person would be currently eligible for SSI in the absence of such benefits; and

(3) the person is not entitled to hospital insurance benefits under Part A of title XVIII of the social security act;

(cc) for SSI, the income of an SSI recipient which exceeds the protected income level for institutionalized persons for three months following the month of admission when the social security administration determines that the stay in the institution is temporary and the person needs to continue to maintain and provide for the expenses of the home or other living arrangement to which the person may return;

(dd) for SSI, the income of an applicant's or recipient's spouse or parent which was counted or excluded in determining the amount of a public assistance payment, if such spouse or parent is not an applicant for or recipient of SSI;

(ee) for SSI, the income of an applicant's or recipient's spouse or parent which is used to make support payments under a court order or title IV-D support order, if such spouse or parent is not an applicant for or recipient of SSI;

(ff) for SSI, the amount of VA pension received by a single veteran with no dependents or a surviving spouse with no children, if the pension has been reduced to \$90.00 or less because the veteran or spouse resides in a medicaid-approved nursing facility;

(gg) for SSI, foster care and adoption support payments;

(hh) for SSI, Austrian social insurance payments based, in whole or in part, on wage credits granted under the Austrian general social insurance act; and

(ii) for SSI, hostile fire pay received while in active military service. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended, T-84-11, July 1, 1983; amended, T-84-25, Sept. 19, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended, T-30-12-28-90, Jan. 2, 1991; amended May 1, 1991; amended July 1, 1991; amended, T-30-6-10-92, July 1, 1992; amended Oct. 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended, T-____, ____; amended Jan. 3, 1994.)

30-6-150. Estate recovery. (a) A claim against the property and estate of a deceased recipient shall be established for the amount of any medical assistance paid after June 30, 1992 on that person's behalf if the recipient:

(1) Was 55 years of age or older or was institutionalized while receiving such assistance; and

(2) has no surviving spouse or no surviving child who is under 21 years of age or meets the disability criteria of K.A.R. 30-6-85(c).

(b) If there is no estate, a claim shall be filed against the estate of the surviving spouse, if any.

(c) No recovery of medical assistance correctly paid shall occur until the death of the surviving spouse, if any, and at the time when the deceased individual has no surviving child under 21 years of age or who is disabled as specified in subsection (a).

(d) The amount of medical assistance paid shall be a claim against the estate in any guardianship or conservator proceeding.

(e) The secretary shall not be required to pursue every claim but shall have discretion in determining which claims to pursue.

(f) The monetary value of any benefits paid on behalf of a recipient under long-term care insurance, as defined by K.S.A. 1992 Supp. 40-2227 and amendments thereto, shall be a credit against the estate claim under this provision.

(g) Transfers of real or personal property by a recipient for less than fair market value shall be voidable and may be set aside. Fair market value shall be based on the percentage of ownership of the property. For real or personal property which is jointly owned, the value of the property shall be prorated to determine percentage of ownership unless otherwise specified in deed or title.

(h) The provisions of this regulation shall be waived if the application of the provisions would result in an undue hardship as determined on the basis of criteria established by the secretary of health and human services. (Authorized by K.S.A. 1992 Supp. 39-708c; implementing K.S.A. 1992 Supp. 39-708c, and 39-709, as amended by L. 1993, Chapter 180, Sec. 1; effective, T-30-6-10-92, July 1, 1992; effective Oct. 1, 1992; amended Jan. 4, 1993; amended May 3, 1993; amended, T-____, ____; amended Jan. 3, 1994.)

Article 10.—ADULT CARE HOME PROGRAM

30-10-1a. Nursing facility program definitions. (a) The following words and terms, when used in this part, shall have the following meanings, unless the context clearly indicates otherwise:

(1) "Accrual basis of accounting" means that revenue of the provider is reported in the period when it is earned, regardless of when it is collected, and expenses are reported in the period in which they are incurred, regardless of when they are paid.

(2) "Active treatment for individuals with mental retardation or related condition" means a continuous program for each client, which includes aggressive, consistent implementation of a program of specialized and generic training, treatment, health services and related services that is directed towards:

(A) The acquisition of the behaviors necessary for the client to function with as much self-determination and independence as possible; and

(B) the prevention or deceleration of regression or loss of current optimal functional status.

(3) "Agency" means the department of social and rehabilitation services.

(continued)

(4) "Ancillary services and other medically necessary services" means those special services or supplies for which charges are made in addition to routine services.

(5) "Case mix" means a measure of the intensity of care and services used by a group of residents in a facility.

(6) "Case mix index" means a numeric score with a specific range that identifies the relative resources used by a particular group of residents and represents the average resource consumption across a population or sample.

(7) "Change of ownership" means a transfer of rights and interests in real and personal property used for nursing facility services through an arms-length transaction between unrelated persons or legal entities.

(8) "Change of provider" means a change of ownership or lessee specified in the provider agreement.

(9) "Common ownership" means an entity holds a minimum of five percent ownership or equity in the provider facility and in the company engaged in business with the provider facility.

(10) "Control" means that an individual or organization has the power, directly or indirectly, to significantly influence or direct the actions or policies of an organization or facility.

(11) "Cost and other accounting information" means adequate data, including source documentation, that is accurate, current, and in sufficient detail to accomplish the purposes for which it is intended. Source documentation, including petty cash pay out memoranda and original invoices, shall be valid only if it originated at the time and near the place of the transaction. In order to provide the required cost data, financial and statistical records shall be maintained in a manner that is consistent from one period to another. This requirement shall not preclude a beneficial change in accounting procedures when there is a compelling reason to effect a change of procedures.

(12) "Cost finding" means the process of recasting the data derived from the accounts ordinarily kept by a provider to ascertain costs of the various types of services rendered.

(13) "Costs not related to resident care" means costs which are not appropriate, necessary or proper in developing and maintaining the nursing facility operation and activities. These costs are not allowable in computing reimbursable costs.

(14) "Costs related to resident care" means all necessary and proper costs, arising from arms-length transactions in accordance with general accounting rules, which are appropriate and helpful in developing and maintaining the operation of resident care facilities and activities. Specific items of expense shall be limited pursuant to K.A.R. 30-10-23a, K.A.R. 30-10-23b, K.A.R. 30-10-23c, K.A.R. 30-10-24, K.A.R. 30-10-25, K.A.R. 30-10-26, K.A.R. 30-10-27 and K.A.R. 30-10-28.

(15) "Cost report" means the form MS-2004, nursing facility financial and statistical report.

(16) "Educational activities" means an approved, formally organized or planned program of study usually engaged in by providers in order to enhance the

quality of resident care in an institution. These activities shall be licensed when required by state law.

(17) "Educational activities—net cost" means the cost of approved educational activities less any grants, specific donations or reimbursements of tuition.

(18) "General accounting rules" means the generally accepted accounting principles as established by the American institute of certified public accountants, except as otherwise specifically indicated by nursing facility program policies and regulations. Any adoption of these principles shall not supersede any specific regulations and policies of the nursing facility program.

(19) "Hospital-based nursing facility" means a facility that is attached or associated with a hospital. An allocation of expenditures between the hospital and the long-term care facility shall be required through a step-down process.

(20) "Inadequate care" means any act or failure to act which potentially may be physically or emotionally harmful to a recipient.

(21) "Mental illness" means a clinically significant behavioral or psychological syndrome or pattern that is typically associated with either a distressing symptom or impairment of function. Relevant diagnoses are limited to schizophrenia, major affective disorders, atypical psychosis, Bipolar disorder, paranoid disorders or schizoaffective disorder.

(22) "Mental retardation" means subaverage general intellectual functioning which originates in the developmental period and which is associated with an impairment in adaptive behavior.

(23) "Non-working owners" means any individual or organization having five percent or more interest in the provider who does not perform a resident-related function for the nursing facility.

(24) "Non-working related party or director" means any related party as defined in K.A.R. 30-10-1a who does not perform a resident-related function for the nursing facility.

(25) "Nursing facility (NF)" means a facility which has met state licensure standards and which provides health-related care and services, prescribed by a physician, to residents who require 24-hour-a-day, seven-day-a-week, licensed nursing supervision for ongoing observation, treatment, or care for long-term illness, disease, or injury.

(26) "Nursing facility for mental health" means a nursing facility which has met state licensure standards and provides structured mental health rehabilitation services, in addition to health-related care, for individuals with a severe and persistent mental illness who require 24-hours-per-day, seven-days-per-week, licensed nursing supervision.

(27) "On-going entity" means a change in the provider has not been recognized.

(28) "Organization costs" means those costs directly incidental to the creation of the corporation or other form of business. These costs are intangible assets in that they represent expenditures for rights and privileges which have value to the enterprise. The services inherent in organization costs extend over more than one accounting period and should be amortized over

a period of not less than 60 months from the date of incorporation.

(29) "Owner-related party compensation" means salaries, drawings, consulting fees, or other payments paid to or on behalf of any owner with a five percent or greater interest in the provider or any related party as defined in K.A.R. 30-10-1a, whether the payment is from a sole proprietorship, partnership, corporation, or non-profit organization.

(30) "Ownership" means the person or legal entity that has the rights and interests of the real and personal property used to provide the nursing facility services.

(31) "Plan of care for nursing facilities" means a document which states the need for care, the estimated length of the program, the methodology to be used, and expected results.

(32) "Projected cost report" means a cost report submitted to the agency by a provider prospectively for a 12-month period of time. The projected cost report is based on an estimate of the costs, revenues, resident days, and other financial data for that 12-month period of time.

(33) "Provider" means the operator of the nursing facility specified in the provider agreement.

(34) "Recipient" means a person determined to be eligible for medicaid/medikan services in a nursing facility.

(35) "Related parties" means any relationship between two or more parties in which one party has the ability to influence another party to the transaction such that one or more of the transacting parties might fail to pursue its own separate interests fully or is designed to inflate medicaid/medikan costs. Related parties include parties related by family, business or financial association, or by common ownership or control. Transactions between related parties shall not be considered to have arisen through arms-length negotiations.

(36) "Related to the nursing facility" means that the facility, to a significant extent, is associated or affiliated with, has control of, or is controlled by the organization furnishing the services, facilities, or supplies.

(37) "Representative" means a legal guardian, conservator or representative payee as designated by the social security administration, or any person designated in writing by the resident to manage the resident's personal funds, and who is willing to accept the designation.

(38) "Resident assessment form" means the document jointly specified by the Kansas department of health and environment and the agency and approved by the health care finance administration which includes the minimum data set.

(39) A "resident day" means that period of service rendered to a patient or resident between census-taking hours on two successive days and all other days for which the provider receives payment, either full or partial, for any medicaid/medikan or non-medicaid/medikan resident who was not in the home. Census-taking hours consist of 24 hours beginning at midnight.

(40) "Routine services and supplies" means services and supplies that are commonly stocked for use by or provided to any resident. They are to be included in the provider's cost report.

(41) "Severe and persistent mental illness" means that an individual:

(A) Meets one of the following criteria:

(i) The individual has undergone psychiatric treatment more intensive than outpatient care more than once in a lifetime;

(ii) the individual has experienced a single episode of continuous, structured supportive residential care other than hospitalization for a duration of at least two months; and

(B) meets at least two of the following criteria, on a continuing or intermittent basis, for at least two years:

(i) The individual is unemployed, is employed in a sheltered setting, or has markedly limited skills and a poor work history;

(ii) the individual requires public financial assistance for out-of-hospital maintenance and may be unable to procure such assistance without help;

(iii) the individual shows severe inability to establish or maintain a personal social support system;

(iv) the individual requires help in basic living skills; or

(v) the individual exhibits inappropriate social behavior which results in demand for intervention by the mental health or judicial system.

(42) "Specialized mental health rehabilitation services" means one of the specialized rehabilitative services which provides ongoing treatment for mental health problems aimed at attaining or maintaining the highest level of mental and psychosocial well-being. This includes but is not limited to:

(A) Crisis intervention services;

(B) drug therapy or monitoring of drug therapy;

(C) training in medication management;

(D) structured socialization activities to diminish tendencies toward isolation and withdrawal;

(E) development and maintenance of necessary daily living skills, including grooming, personal hygiene, nutrition, health and mental health education, and money management; and

(F) maintenance and development of appropriate personal support networks.

(43) "Specialized services" means inpatient psychiatric care for the treatment of an acute episode of mental illness.

(44) "Swing bed" means a hospital bed that can be used interchangeably as either a hospital or nursing facility with reimbursement based on the specific type of care provided.

(45) "Twenty-four hour nursing care" means the provision of 24-hour licensed nursing services with the services of a registered nurse for at least eight consecutive hours a day, seven days a week.

(46) "Working trial balance" means the summary from the provider's general ledger that was used in completing the cost report.

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(b) The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended April 1, 1992; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-1b. Nursing facilities. (a) The nursing facility program shall include the following types of care facilities:

- (1) Nursing facilities; and
 - (2) nursing facilities for mental health.
- (b) Change of provider.

(1) The current provider or prospective provider shall notify the agency in writing by certified mail of a proposed change of providers at least 60 days in advance of the closing transaction date. Failure to submit a timely notification shall result in the new provider assuming responsibility for any overpayment made to the previous provider before the transfer. This shall not release the previous provider of responsibility for such overpayment.

(2) Before the dissolution of the provider business entity, or a transaction involving a change of ownership of the nursing facility or the change of lessee of the nursing facility, the provider shall notify the agency in writing at least 60 days before the change. Failure to submit a timely notification shall result in the new provider assuming responsibility for any overpayment made to the previous provider before the transfer. This shall not release the previous provider of responsibility for such overpayment. Other overpayment recovery terms may be expressly agreed to in writing by the secretary.

(3) The provider shall submit an application to be a provider of services to the agency for any addition or substitution to a partnership or any change of provider resulting in a completely new partnership. No application shall be required when a partnership is dissolved and at least one member of the partnership remains as the provider of services.

(4) If a sole proprietor not incorporated under applicable state law transfers title and property to another party, a change of ownership shall be deemed to have occurred. An application to be a provider of services shall be submitted to the agency.

(5) A transfer of participating provider corporate stock shall not constitute a change of provider.

(6) A merger of one or more corporations with the participating provider corporation surviving shall not constitute a change of provider.

(7) A consolidation of two or more unrelated corporations which creates a new corporate entity through an arms-length transaction shall constitute a change of provider. The new corporate entity resulting from a consolidation shall submit an application to be a provider of services to the agency.

(8) The change or creation of a new lessee, acting as a provider of services, shall constitute a change of provider. The new lessee shall submit an application

to be a provider of services to the agency. If the lessee of the facility purchases the facility, the purchase shall not constitute a change of provider. The change or creation of a sublessee, acting as the provider of services, shall not constitute a change of provider.

(9) The change or creation of a management firm, acting as the provider of services, shall not constitute a change of provider.

(10) Only changes or creations of a provider of service through bona fide transactions or agreements shall be recognized.

(11) An owner of the real and personal property shall not be considered a change of provider when the owner takes over the operations from a lessee. In this situation, the facility shall be treated as an on-going entity.

(c) Each new provider shall be subject to a certification survey by the department of health and environment. If certified, the period of certification shall be as established by the Kansas department of health and environment. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1982; amended May 1, 1984; amended May 1, 1986; amended May 1, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended May 1, 1992; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-1c. Provider agreement. (a) As a prerequisite for participation in the medicaid/medikan program as a nursing facility provider, the owner of the real and personal property used to provide the nursing facility services or the lessee of such real and personal property shall enter into a provider agreement with the agency on forms prescribed by the secretary.

(b) Only parties signing a provider agreement shall have rights to enforcement of the agreement. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1982; amended May 1, 1986; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Nov. 2, 1992; amended Jan 3, 1994.)

30-10-1d. Inadequate care. (a) When the agency determines that inadequate care is being provided to a recipient or that a recipient's rights are being violated, payment to the nursing facility may be terminated or suspended.

(b) When the agency receives confirmation from the Kansas department of health and environment that a nursing facility has not corrected deficiencies which significantly and adversely affect the health, safety, nutrition or sanitation of the nursing facility residents, payments for new admissions shall be denied and future payments for all recipients shall be withheld until confirmation that the deficiencies have been corrected. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1982; amended, T-87-43, Dec. 19, 1986; amended May 1, 1987; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Jan. 3, 1994.)

30-10-2. Standards for participation; nursing facilities and nursing facilities for mental health. As a prerequisite for participation in the medicaid/medikan program as a provider of nursing facility services, each nursing facility shall: (a) Provide nursing services;

(b) meet the requirements of Title IV, Subtitle C, Part 2, pp 190-230, of the federal omnibus budget reconciliation act of 1987, effective October 1, 1990, which is adopted by reference;

(c) be certified for participation in the program for all licensed beds by the Kansas department of health and environment or the federal department of health and human services;

(d) be approved by the agency if the certification is for a nursing facility for mental health;

(e) submit an application for participation in the program on forms prescribed by the secretary;

(f) update provided information as required by the application forms;

(g) within 30 days of any request, furnish full and complete ownership information concerning any subcontractor with whom the provider has had business transactions in an aggregate amount exceeding \$25,000.00 during the previous 12 months;

(h) furnish and allow inspection of any information that the agency, its designee, or the department of health and human services may request in order to assure proper payment by the medicaid/medikan program;

(i) inform all new residents of the availability of potential eligibility assessment under the federal spousal impoverishment law. The assessment is completed by the area or local agency offices; and

(j) for each resident, submit to the agency a copy of the resident assessment form.

(1) The initial assessment shall be completed within seven days from the date of admission and submitted within 14 days of admission.

(2) The 21 to 30-day assessment shall be completed by the 37th day after admission and submitted within 44 days of admission.

(3) The first quarterly assessment shall be completed within 90 days of admission, and subsequent quarterly assessments shall be completed every following 90 days. Quarterly assessments shall be submitted within seven days of completion. Every annual assessment shall substitute for each fourth quarterly assessment.

(4) The significant change assessment shall be completed within 14 days of any significant change and submitted within seven days of completion.

(5) The hospital return assessment shall be completed within seven days after any return from a hospital stay of more than 72 hours and submitted within 14 days of return from a hospital.

(6) Quarterly, significant change, annual, and hospital return assessments may be combined into one assessment should the assessment fall into the appropriate time frames.

(7) Resident assessment forms may be submitted on paper, computer disc or by electronic transmission. A resident assessment form will be considered timely

submitted by mailing paper or computer disc or through electronic transmission.

(8) An extension of no more than one month may be obtained for good cause, if approved by the agency. The requests shall be in writing and shall be received by the agency prior to the submission date. Requests received after the due date shall not be approved.

(9) Penalty for non-submission of assessment forms.

(A) If assessments are not completed and submitted as required, all further payments to the provider shall be suspended until the forms have been submitted. Thirty days before suspending payment to a provider, written notice shall be sent by the agency to the provider which states the agency's intent to suspend payments. The notice shall explain the basis for the agency's determination and shall explain the necessary corrective action that must be completed before payments are released.

(B) Assessments found to be incorrectly completed shall be returned to the facility for correction through an edit check letter. This letter and request for correction shall be returned to the agency within 14 days from date of notification.

(10) Any assessment that cannot be classified shall be assigned to the lowest classification group. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective, E-74-43, Aug. 16, 1974; effective, E-74-63, Dec. 4, 1974; effective May 1, 1975; amended, E-76-34, July 1, 1975; amended May 1, 1976; amended Feb. 15, 1977; amended, E-78-35, Dec. 30, 1977; amended May 1, 1978; amended, E-80-13, Aug 8, 1979; amended May 1, 1980; amended May 1, 1982; amended May 1, 1983; amended May 1, 1985; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Jan. 30, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-11. Personal needs fund. (a) At the time of admission, each nursing facility provider shall furnish each resident and the resident's representative, if any, with a written statement that:

(1) Lists all services provided by the provider, distinguishing between those services included in the provider's per diem rate and those services not included in the provider's basic rate, that can be charged to the resident's personal needs fund;

(2) states that there is no obligation for the resident to deposit funds with the provider;

(3) describes each resident's right to select one of the following alternatives for managing the personal needs fund:

(A) The resident or the resident's legal guardian, if any, may receive, retain and manage the resident's personal needs fund;

(B) the resident may apply to the social security administration to have a representative payee designated for federal or state benefits to which the resident may be entitled; or

(C) except when paragraph (B) of this subsection applies, the resident may designate, in writing, an

(continued)

other person to act for the purpose of managing the resident's personal needs fund;

(4) states that any charge for management of a resident's personal needs fund is included in the provider's per diem rate;

(5) states that any late fees, interest or finance charges shall not be charged to the resident's personal needs funds for late payment of the resident liability;

(6) states that the provider is required to accept a resident's personal needs fund to hold, safeguard, and provide an accounting for it, upon the written authorization of the resident or representative, or upon appointment of the provider as the resident's representative payee; and

(7) states that, if the resident becomes incapable of managing the personal needs fund and does not have a representative, the provider shall be required to arrange for the management of the resident's personal funds as provided in K.A.R. 30-10-11(j).

(b)(1) The provider shall, upon written authorization by the resident, accept responsibility for holding, safeguarding and accounting for the resident's personal needs fund. The provider may make arrangements with a federally or state-insured banking institution to provide these services. However, the responsibility for the quality and accuracy of compliance with the requirements of K.A.R. 30-10-11 shall remain with the provider. The provider may not charge the resident for these services. Routine bank service charges shall be included in the provider's per diem rate and shall not be charged to the resident. Overdraft charges and other bank penalties shall not be allowable.

(2) The provider shall maintain current, written, and individual records of all financial transactions involving each resident's personal needs fund for which the provider has accepted responsibility. The records shall include at least the following:

- (A) The resident's name;
- (B) an identification of the resident's representative, if any;
- (C) the admission date of the resident;
- (D) the date and amount of each deposit and withdrawal, the name of the person who accepted the withdrawn funds, and the balance after each transaction;
- (E) receipts indicating the purpose for which any withdrawn funds were spent; and
- (F) the resident's earned interest, if any.

(3) The provider shall provide to each resident reasonable access to the resident's own financial records.

(4) The provider shall provide a written statement, at least quarterly, to each resident or representative. The statement shall include at least the following:

- (A) The balance at the beginning of the statement period;
- (B) total deposits and withdrawals;
- (C) the interest earned, if any; and
- (D) the ending balance.

(c) Commingling prohibited. The provider shall keep any funds received from a resident for holding, safeguarding, and accounting separate from the provider's operating funds, activity funds, resident council funds

and from the funds of any person other than another resident in that facility.

(d) Types of accounts; distribution of interest.

(1) Petty cash. The provider may keep up to \$50.00 of a resident's money in a non-interest bearing account or petty cash fund.

(2) Interest-bearing accounts. The provider shall, within 15 days of receipt of the money, deposit in an interest-bearing account any funds in excess of \$50.00 from an individual resident. The account may be an individual account for the resident or may be pooled with other resident accounts. If a pooled account is used, each resident shall be individually identified on the provider's books. The account shall be in a form that clearly indicates that the provider does not have an ownership interest in the funds. The account shall be insured under federal or state law.

(3) The interest earned on any pooled interest-bearing account shall be distributed without reductions in one of the following ways, at the election of the provider:

(A) Pro-rated to each resident on an actual interest-earned basis; or

(B) pro-rated to each resident on the basis of the resident's end-of-quarter balance.

(e) The provider shall provide the residents with reasonable access to their personal needs funds. The provider shall, upon request or upon the resident's transfer or discharge, return to the resident, the legal guardian or the representative payee the balance of the resident's personal needs fund for which the provider has accepted responsibility, and any funds maintained in a petty cash fund. When a resident's personal needs fund for which the provider has accepted responsibility is deposited in an account outside the facility, the provider, upon request or upon the resident's transfer or discharge, shall within 15 business days, return to the resident, the legal guardian, or the representative payee the balance of those funds.

(f) When a provider is a resident's representative payee and directly receives monthly benefits to which the resident is entitled, the provider shall fulfill all of its legal duties as representative payee.

(g) Duties on change of provider.

(1) Upon change of providers, the former provider shall furnish the new provider with a written account of each resident's personal needs fund to be transferred, and obtain a written receipt for those funds from the new provider.

(2) The provider shall give each resident's representative a written accounting of any personal needs fund held by the provider before any change of provider occurs.

(3) If a disagreement arises regarding the accounting provided by the former provider or the new provider, the resident shall retain all rights and remedies provided under state law.

(h) (1) Upon the death of a resident who is a recipient of medical assistance, the provider shall take the following actions.

(A) The provider shall in good faith determine or attempt to determine within 30 days from the date of

death whether there is a surviving spouse, minor or disabled children, or an executor or administrator of the resident's estate.

(i) If there is an executor or an administrator, the provider shall contact the executor or administrator and convey the monies in the personal needs fund as the executor or administrator directs.

(ii) If there is no executor or administrator but there is a surviving spouse, the provider shall contact the surviving spouse and convey the monies in the personal needs fund as that surviving spouse directs.

(iii) If there is no executor or administrator or surviving spouse, but there are minor or disabled children, the provider shall contact the guardian or personal representative of the minor or disabled children or, if appropriate, the adult disabled children and convey the monies in the personal needs fund as that person directs.

(iv) If there is no surviving spouse, minor or disabled children or executor or administrator, the provider shall convey within 30 days the personal needs fund to the estate recovery unit who will be responsible for notifying the appropriate court or personal representative of the receipt of the monies from the personal needs fund of the resident.

(B) The provider shall provide the estate recovery unit with a written accounting of the personal needs fund within 30 days of the resident's death. The accounting shall also be provided to the executor or administrator of the resident's estate, if any; the surviving spouse, if any; the guardian or representative of the surviving minor or disabled children, if any; the personal representative of the resident, if any; and the resident's next of kin.

(2) Upon the death of a resident who is not a recipient of medical assistance, the provider shall provide the executor or administrator of the resident's estate with a written accounting of the resident's personal needs fund within 30 days of a resident's death. If the deceased resident's estate has no executor or administrator, the provider shall provide the accounting to:

(A) The resident's next of kin;

(B) the resident's representative; and

(C) the clerk of the probate court of the county in which the resident died.

(i) The provider shall purchase a surety bond and submit a report on forms designated by the Kansas department of health and environment. The provider shall give assurance of financial security in an amount equal to or greater than the sum of all residents' funds managed by the provider at any time during the one-year period.

(j) If a resident is incapable of managing the resident's personal needs fund, has no representative, and is eligible for supplemental security income (SSI), the provider shall notify the local office of the social security administration and request that a representative be appointed for that resident. If the resident is not eligible for SSI, the provider shall refer the resident to the local agency office, or the provider shall serve as a temporary representative payee for the resident until

the actual appointment of a guardian or conservator or representative payee.

(k) Resident property records.

(1) The provider shall maintain a current, written record for each resident that includes written receipts for all personal possessions deposited with the provider by the resident.

(2) The property record shall be available to the resident and the resident's representative.

(l) Providers shall keep all personal needs funds in the state of Kansas.

(m) Personal needs funds shall not be turned over to any person other than a duly accredited agent or guardian of the resident. With the consent of the resident, if the resident is able and willing to give consent, the administrator shall turn over a resident's personal needs fund to a designated person to purchase a particular item. However, a signed, itemized, and dated receipt shall be required for deposit in the resident's personal needs fund envelope or another type of file.

(n) A receipt for each transaction shall be signed by the resident, legal guardian, conservator or responsible party. Recognizing that a legal guardian, conservator or responsible party may not be available at the time each transaction is made for or on behalf of a resident, the provider shall have a procedure which includes a provision for receipts to be signed on at least a quarterly basis.

(o) The provider shall provide and maintain a system of accounting for expenditures from the resident's personal needs fund. This system shall follow generally accepted accounting principles and shall be subject to audit by representatives of the agency.

(p) Suspension of program payments may be made if the agency determines any provider is not in compliance with the regulations governing personal needs funds. Thirty days before suspending payment to the provider, written notice shall be sent by the agency to the provider which states the agency's intent to suspend payments. The notice shall explain the basis for the agency's determination and shall explain the necessary corrective action that must be completed before payments are released. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective, E-74-43, Aug. 16, 1974; effective, E-74-44, Aug. 28, 1974; effective May 1, 1975; amended, E-78-35, Dec. 30, 1977; amended May 1, 1978; amended, E-80-13, Aug. 8, 1979; amended May 1, 1980; amended May 1, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended May 1, 1992; amended Jan. 4, 1993; amended Jan 3, 1994.)

30-10-15a. Reimbursement. Payment for services.

(a) Providers with a current signed provider agreement shall be paid a per diem rate for services furnished to medicaid/medikan eligible residents. Payment shall be for the type of medical or health care required by the

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beneficiary as determined by the attending physician's or physician extender's certification upon admission. However, payment for services shall not exceed the type of care the provider is certified to provide under the medicaid/medikan program. The type of care required by the beneficiary may be verified by the agency prior to and after payment. Payment shall not be made for care or services determined to be the result of unnecessary utilization.

(b) Payment for routine services and supplies, pursuant to K.A.R. 30-10-1a, shall be included in the per diem reimbursement and such services and supplies shall not be otherwise billed or reimbursed.

(1) The following durable medical equipment, medical supplies and other items and services shall be considered routine for each resident to attain and maintain the highest practicable physical and psychosocial well-being in accordance with the comprehensive assessment and plan of care and shall not be billed or reimbursed separately from the per diem rate:

- (A) Alternating pressure pads and pumps;
- (B) armboards;
- (C) bedpans, urinals and basins;
- (D) bed rails, beds, mattresses and mattress covers;
- (E) canes;
- (F) commodes;
- (G) crutches;
- (H) denture cups;
- (I) dialysis, including supplies and maintenance;
- (J) dressing items, including applicators, tongue blades, tape, gauze, bandages, band-aids, pads and compresses, ace bandages, vaseline gauze, cotton balls, slings, triangle bandages, pressure pads and tracheostomy care kits;
- (K) emesis basins and bath basins;
- (L) enemas and enema equipment;
- (M) facial tissues and toilet paper;
- (N) footboards;
- (O) footcradles;
- (P) gel pads or cushions;
- (Q) geri-chairs;
- (R) gloves, rubber or plastic;
- (S) heating pads;
- (T) heat lamps and examination lights;
- (U) humidifiers;
- (V) ice bags and hot water bottles;
- (W) intermittent positive pressure breathing (IPPB) machines;
- (X) I.V. stands and clamps;
- (Y) laundry, including personal laundry;
- (Z) lifts;
- (AA) nebulizers;
- (BB) occupational therapy;
- (CC) oxygen masks, stands, tubing, regulators, hoses, catheters, cannulae and humidifiers;
- (DD) parenteral and enteral infusion pumps;
- (EE) patient gowns, pajamas and bed linens;
- (FF) physical therapy;
- (GG) restraints;
- (HH) sheepskins and foam pads;
- (II) speech therapy;

(JJ) sphygmomanometers, stethoscopes and other examination equipment;

(KK) stretchers;

(LL) suction pumps and tubing;

(MM) syringes and needles, except insulin syringes and needles for diabetics that are covered by the pharmacy program;

(NN) thermometers;

(OO) traction apparatus and equipment;

(PP) underpads and adult diapers, disposable and non-disposable;

(QQ) walkers;

(RR) water pitchers, glasses and straws;

(SS) weighing scales;

(TT) wheelchairs;

(UU) irrigation solution, both water and normal saline;

(VV) lotions, creams and powders, including baby lotion, oil and powders;

(WW) first-aid type ointments;

(XX) skin antiseptics such as alcohol;

(YY) antacids;

(ZZ) mouthwash;

(AAA) over-the-counter analgesics;

(BBB) two types of laxatives;

(CCC) two types of stool softeners;

(DDD) nutritional supplements;

(EEE) blood glucose monitors and supplies;

(FFF) extra nursing care and supplies;

(GGG) compressors;

(HHH) orthoses and splints to prevent or correct contractures; and

(III) maintenance care for residents who have head injuries.

(2) Urinary supplies. Urinary catheters and accessories shall be covered services in the medicaid/medikan program when billed through the durable medical equipment or medical supply provider. This expense shall not be reimbursed in the per diem rate of the cost report

(3) Nutritional therapy. In order to qualify for reimbursement, total nutritional replacement therapy shall require prior authorization.

(4) For medicare-certified facilities, the cost of occupational, physical and speech therapy shall be adjusted by both the ratio of medicaid units of service to total units of service and the ratio of total resident days to medicaid days. The facility shall report the total expense on the cost report and the total of medicaid units of service in an attachment. The adjustment shall be calculated by medical services or its designee. If the required information is not provided, the medicare revenue shall be offset against the expense, but not below zero.

(c) Payment for ancillary services, as defined in K.A.R. 30-10-1a, shall be billed separately when the services or supplies are required. Payment for oxygen shall be reimbursed to the oxygen supplier through the agency's fiscal agent, or the fiscal agent may reimburse the nursing facility directly if an oxygen supplier is unavailable.

(d) Payment for specialized rehabilitative services or active treatment programs shall be included in the per diem reimbursement.

(e) Payment shall be limited to providers who accept, as payment in full, the amount paid in accordance with the fee structure established by the medicaid/medikan program.

(f) Payment shall not be made for allowable non-routine services and items unless prior authorization has been obtained.

(g) Private rooms for recipients shall be covered when medically necessary or at the discretion of the facility, and the costs shall be reflected in the facility's cost report. If a private room is not medically necessary or is not occupied at the discretion of the facility, a family member, guardian, conservator or other third party may pay the difference between the usual and customary charge and the medicaid payment rate. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended July 1, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-17. Cost reports. (a) Historical cost data.

(1) For cost reporting purposes, each provider shall submit the nursing facility financial and statistical report in accordance with the December, 1993 version of the "instructions for completing the nursing facility financial and statistical report (MS-2004)," which is hereby adopted by reference.

(2) Each provider who has operated a facility for 12 or more months as of December 31st shall be required to file the nursing facility financial and statistical report on a calendar year basis.

(3) Each provider who has operated a facility on cost data from the previous provider or a projected cost report shall file an historical cost report.

(A) The historical cost report shall begin on the first day of the month closest to the date the new provider or facility is certified by the department of health and environment.

(B) The historical cost report shall end on the last day of the 12-month period following the date specified in paragraph (A), except:

(i) The cost report shall end on December 31st when that date is not more than one month before or after the end of the 12-month period;

(ii) the cost report shall end on the provider's normal fiscal year end used for the internal revenue service when that date is not more than one month before or after the end of the 12-month period and the criteria for filing the cost report ending on December 31st does not apply; or

(iii) the cost report shall end on the last date of service if a provider change occurs before 11 months of operation and the interim rate was based on a projected cost report.

(C) The historical cost report period shall cover a consecutive period of time not less than 11 months, or more than 13 months.

(D) A subsequent overlapping 12-month historical cost report shall be filed for the calendar year ending December 31st, if the first cost report does not end on that date.

(b) Projected cost data.

(1) Projected cost reports for providers.

(A) If a provider is required to submit a projected cost report under subsection (c), (d) or (g) of K.A.R. 30-10-18, the provider's rate shall be based on a proposed budget with costs projected on a line item basis.

(B) The projected cost report shall begin on the first day of the month closest to the date that the provider, who meets the criteria for filing a projected cost report, is certified by the department of health and environment.

(C) The projected cost report shall end on the last day of the 12-month period following the date specified in paragraph (B), except:

(i) The projected cost report shall end on December 31st when that date is not more than one month before or after the end of the 12-month period; or

(ii) the projected cost report shall end on the provider's normal fiscal year-end used for the internal revenue service when that date is not more than one month before or after the end of the 12-month period and the criteria for filing the projected cost report ending on December 31st does not apply.

(D) The projected cost report period shall cover a consecutive period of time not less than 11 months or more than 13 months.

(E) The projected cost report shall be reviewed for reasonableness and appropriateness by the agency. The projected cost report items that are determined to be unreasonable shall be disallowed before the projected rate is established.

(2) Projected cost reports for each provider with more than one facility.

(A) Each provider required to file a projected cost report in accordance with this subsection and who operates more than one facility, either in-state or out-of-state, shall allocate central office costs to each facility being paid rates from the projected cost data at the end of the provider's fiscal or calendar year that ends during the projection period.

(B) The method of allocating central office costs to those facilities on projection status shall be consistent with the method used to allocate such costs to those facilities in the chain who are filing historical cost reports.

(c) Amended cost reports.

(1) Amended cost reports revising cost report information previously submitted by a provider shall be required when the error or omission is material in amount and results in a change in the provider's rate of \$.10 or more per resident day.

(2) An amended cost report shall not be allowed after 13 months have passed since the last day of the year covered by the report.

(d) Due dates of cost reports.

(1) Calendar year cost reports shall be received no later than the close of business on the last working

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day of February following the year covered by the report.

(2) Historical cost reports covering the projection status period shall be received by the agency no later than the close of business on the last working day of the second month following the close of the period covered by the report.

(3) Cost reports approved for a filing extension in accordance with K.A.R. 30-10-17(e) shall be received no later than the close of business on the last working day of the month approved for the extension request.

(e) Extension of time for submitting a cost report.

(1) A one-month extension of the due date for the filing of a cost report may, for good cause, be granted by the agency. The request shall be in writing and shall be received by the agency prior to the due date of the cost report. Requests received after the due date shall not be accepted.

(2) A written request for a second one-month extension may be granted by the medicaid/medikan director when the cause for further delay is beyond the control of the provider. The request shall be received by the agency prior to the due date of the cost report or it shall not be approved.

(f) Penalty for late filing. Each provider filing a cost report after the due date shall be subject to the following penalties.

(1) If the cost report has not been received by the agency by the close of business on the due date, all further payments to the provider shall be withheld and suspended until the complete nursing facility financial and statistical report has been received.

(2) Failure to submit cost information within one year after the end of the cost report period shall be cause for termination from the medicaid/medikan program.

(g) Balance sheet requirement. A balance sheet prepared in accordance with cost report instructions shall be filed as part of the cost report forms for each provider.

(h) Working trial balance requirement. A working trial balance shall be submitted with the cost report. It shall contain account numbers, descriptions of the accounts, the amount of each account, and the cost report expense line on which the account was reported. The working trial balance shall reconcile to the cost report schedules. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-18. Rates of reimbursement. (a) Rates for existing nursing facilities.

(1) The determination of per diem rates shall be made, at least annually, on the basis of the cost information submitted by the provider and retained for cost auditing. The cost information for each provider shall be compared with other providers that are similar

in size, scope of service and other relevant factors to determine the allowable per diem cost.

(2) Per diem rates shall be limited by cost centers and percentile maximums, except where there are special level of care facilities approved by the United States department of health and human services.

(A) The cost centers and percentile limits shall be as follows:

- (i) Administration—75th percentile;
- (ii) property—85th percentile;
- (iii) room and board—90th percentile; and
- (iv) health care—90th percentile.

(B) The property cost center maximum shall consist of the plant operating costs and an adjustment for the real and personal property fees.

(C) The percentile limits shall be determined from an annual array of the most recent historical costs of each provider in the data base.

(3) To establish a per diem rate for each provider, a factor for incentive, historical inflation, and estimated inflation shall be added to the allowable per diem cost.

(4) Resident days in the rate computation.

(A) Each provider which has been in operation for 12 months or longer and has an occupancy rate of less than 85 percent for the cost report period shall have the resident days calculated at the minimum occupancy of 85 percent.

(B) The 85 percent minimum occupancy rule shall be applied to the resident days and costs reported for the 13th month of operation and after. The 85 percent minimum occupancy requirement shall be applied to the interim rate of a new provider unless the provider is allowed to file a projected cost report.

(C) The minimum occupancy rate shall be determined by multiplying the total licensed beds by 85 percent. In order to participate in the medicaid/medikan program, each nursing facility provider shall obtain proper certification for all licensed beds.

(D) Each provider with an occupancy rate of 85 percent or greater shall have actual resident days for the cost report period used in the rate computation.

(5) Each provider shall be given a detailed listing of the computation of the rate determined for the provider's facility.

(6) The effective date of the rate for existing providers shall be in accordance with K.A.R. 30-10-19.

(7) Effective January 1, 1994, the case mix payment rate shall be phased in for dates of service through June 30, 1994.

(A) Each provider will receive 50 percent of the rate under the previous system and 50 percent of the rate under the case mix methodology.

(B) Under the case mix methodology, all features of the reimbursement system shall remain with the exception of the health care cost center. The allowance in the health care cost center shall be adjusted by the average case mix index for each facility and based on the resident assessment and classification.

(C) There shall be a "hold harmless" provision for each provider who experiences a rate reduction based on the case mix adjustment for the period for January 1 through June 30, 1994. The rate from the previous

payment methodology shall continue if the case mix adjusted rate is less.

(D) Rates shall be adjusted quarterly by the average case mix index for each facility.

(E) Each provider shall be given a detailed listing of the computation of the rate determined for the provider's facility.

(8) Effective July 1, 1994, each provider shall receive rates based strictly on the case mix methodology.

(A) There shall be no "hold harmless" provision.

(B) New limits and rates shall be determined on the basis of cost information submitted by the provider and retained for cost auditing.

(C) Rates shall continue to be adjusted quarterly by the case mix index and applied to the health care cost center for each facility.

(D) Detailed computations of the rate for each facility shall be given.

(9) Effective January 1, 1994, resident assessments that cannot be classified shall be assigned the lowest case mix index.

(b) Comparable service rate limitations.

(1) For each nursing facility and nursing facility for mental health, the per diem rate for care shall not exceed the rate charged for the same type of service to residents not under the medicaid/medikan program.

(2) The agency shall maintain a registry of private pay rates submitted by providers.

(A) Providers shall notify the agency by certified mail of any private pay rate change and the effective date of that change.

(B) The private pay rate registry shall be updated based on the notification from the providers.

(C) The registry shall become effective on the first day of the third month after the regulation is adopted. The providers shall have the same length of time to notify the agency of the provider's private pay rate or the registry shall reflect the last private pay rate on file.

(3) The average private pay rate for comparable services shall be included in the registry. The average private pay rate may consist of the following variables.

(A) A differential for a private room can be included in the average private pay rate when medicaid/medikan residents are placed in a private room at no extra charge and the private room is not medically necessary.

(B) Extra charges for ancillaries, routine supplies and other items included in the medicaid/medikan rate or payment outside of the rate, such as oxygen, can be included in the average private pay rate.

(C) If a level of care system is used to determine the average private pay rate, it shall be based on the level of care that best characterizes the overall medicaid/medikan population in the facility. For example, if the overall medicaid/medikan characteristics reflect moderate care, the private pay rate shall be based on the moderate level of care for comparable services.

(4) The average private pay rate shall be based on what the provider reasonably expects to receive from the resident. If the private pay charges are consistently higher than what the provider receives from the res-

idents for services, then the average private pay rate for comparable services shall be based on what is actually received from the residents.

(5) When providers are notified of the effective date of the medicaid/medikan rate, the following procedures shall be followed.

(A) If the private pay rate indicated on the agency register is lower, then the medicaid/medikan rate, beginning with its effective date, shall be lowered to the private pay rate reflected on the registry.

(B) Providers who subsequently notify the agency by certified mail of the private pay rate shall have the medicaid/medikan rate adjusted the first day of the month following the date of the certified letter.

(c) Rate for new construction or new facility to the program.

(1) The per diem rate for newly constructed nursing facilities or a new facility to the medicaid/medikan program shall be based on a projected cost report submitted in accordance with K.A.R. 30-10-17.

(2) No rate shall be paid until a nursing facility financial and statistical report is received and processed for a rate.

(d) Change of provider.

(1) The payment rate for the first 12 months of operation shall be based on the rate established from the historical cost data of the previous owner or provider. If the 85 percent minimum occupancy requirement was applied to the previous provider's rate, it shall also be applied to the new provider's rate.

(2) When the care of the residents may be at risk because the per diem rate of the previous provider is not sufficient for the new provider to provide care and services in conformity with applicable state and federal laws, regulations, and quality and safety standards, and the old provider's rate is less than the average statewide rate, the new provider may submit a request in writing to the agency to file a projected cost report. The provisions of this subparagraph shall not apply when capital improvements, applicable to all providers, are required by new state or federal regulations.

(e) Per diem rate errors.

(1) When the per diem rate, whether based upon projected or historical cost data, is audited by the agency and found to contain an error, a direct cash settlement shall be required between the agency and the provider for the amount of money overpaid or underpaid. If a provider no longer operates a facility with an identified overpayment, the settlement shall be recouped from a facility owned or operated by the same provider or provider corporation unless other arrangements have been made to reimburse the agency. A net settlement may occur when a provider has more than one facility involved in settlements.

(2) The per diem rate for a provider may be increased or decreased as a result of a desk review or audit on the provider's cost reports. Written notice of this per diem rate change and of the audit findings shall be sent to the provider. Retroactive adjustment of the rate paid from a projected cost report shall apply

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to the same period of time covered by the projected rate.

(3) Each provider shall have 30 days from the date of the audit report cover letter to request an administrative review of an audit adjustment that results in an overpayment or underpayment. The request shall specify the finding or findings that the provider wishes to have reviewed.

(4) An interim settlement, based on a desk review of the historical cost report covering the projection period, may be determined within 90 days after the provider is notified of the new rate determined from the cost report. The final settlement shall be based on the rate after an audit of the historical cost report.

(5) A new provider that is not allowed to submit a projected cost report for an interim rate shall not be entitled to a retroactive settlement for the first year of operation.

(f) Out-of-state providers. The rate for out-of-state providers certified to participate in the Kansas medicaid/medikan program shall be the rate approved by the agency. Out-of-state providers require prior authorization by the agency.

(g) Determination of the rate for nursing facility providers re-entering the medicaid program.

(1) The per diem rate for each provider re-entering the medicaid program shall be determined from:

(A) A projected cost report in those cases where the provider has not actively participated in the program by the submission of any current resident service billings to the program for 24 months or more; or

(B) the last historic cost report filed with the agency, if the provider has actively participated in the program during the most recent 24 months. The appropriate historic and estimated inflation factors shall be applied to the per diem rate determined in accordance with this paragraph.

(2) Where the per diem rate for a provider re-entering the program is determined in accordance with paragraph (1)(A) of this subsection, a settlement shall be made in accordance with K.A.R. 30-10-18(e).

(3) Where the per diem rate for a provider re-entering the program is determined in accordance with paragraph (1)(B) of this subsection, a settlement shall be made only on those historic cost reports with fiscal years beginning after the date on which the provider re-entered the program. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1986; amended, T-87-29, Nov. 1, 1986; amended May 1, 1987; amended, T-89-5, Jan. 21, 1988; amended Sept. 26, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended May 1, 1992; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-19. Rates; effective dates. (a) Effective date of per diem rates for on-going providers filing calendar year cost reports. The effective date of a new rate that is based on information and data in the nursing facility cost report for the calendar year shall be the following July 1st.

(b) Effective date of the per diem rate for a new provider operating on the rate from cost data of the previous provider.

(1) The effective date of the per diem rate for a new provider shall be the date of certification by the department of health and environment.

(2) The rate effective date of the first historical cost report filed in accordance with K.A.R. 30-10-17 shall be the first day of the month following the end of the cost reporting period. Any rates paid after the effective date of the rate based on the first historical cost report shall be adjusted to the new rate from the historical cost report.

(c) Effective date of the per diem rate for a new provider from a projected cost report.

(1) The effective date of the per diem rate from a projected cost report for a new provider, as set forth in subsections (c), (d), and (g) of K.A.R. 30-10-18, shall be the date of certification by the department of health and environment.

(2) The interim rate determined from the projected cost report filed by the provider shall be established with the fiscal agent by the first day of the third month after the receipt of a complete workable cost report.

(3) The effective date of the final rate, determined after an audit of the historical cost report filed for the projected cost report period, shall be the date of certification by the department of health and environment.

(4) The second effective date for a provider filing an historic cost report covering a projected cost report period shall be the first day of the month following the last day of the period covered by the report. This is the date that historic and estimated inflation factors are applied in determining prospective rates.

(d) Effective January 1, 1994, providers shall receive a new rate based on the case mix adjustment. Providers shall receive new rates quarterly based on changes in the average case mix for the facility from previously submitted assessments. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1987; amended May 1, 1988; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-23a. Non-reimbursable costs. (a) Costs not related to resident care, as set forth in K.A.R. 30-10-1a, shall not be considered in computing reimbursable costs. In addition, the following expenses or costs shall not be allowed:

(1) Fees paid to non-working directors and the salaries of non-working officers;

(2) bad debts;

(3) donations and contributions;

(4) fund-raising expenses;

(5) taxes, as follows:

(A) Federal income and excess profit taxes, including any interest or penalties paid thereon;

(B) state or local income and excess profits taxes;

(C) taxes from which exemptions are available to the provider;

(D) taxes on property which is not used in providing covered services;

(E) taxes levied against any patient or resident and collected and remitted by the provider;

(F) self-employment taxes applicable to individual proprietors, partners, or members of a joint venture; and

(G) interest or penalties paid on federal and state payroll taxes;

(6) insurance premiums on lives of officers and owners;

(7) the imputed value of services rendered by non-paid workers and volunteers;

(8) utilization review;

(9) costs of social, fraternal, civic, and other organizations which concern themselves with activities unrelated to their members' professional or business activities;

(10) oxygen;

(11) vending machine and related supplies;

(12) board of director costs;

(13) resident personal purchases;

(14) barber and beauty shop expenses;

(15) advertising for patient utilization;

(16) public relations expenses;

(17) penalties, fines, and late charges;

(18) prescription drugs;

(19) items or services provided only to non-medicare/medicaid residents and reimbursed from third party payors;

(20) automobiles and related accessories in excess of \$25,000.00. Buses and vans for resident transportation shall be reviewed for reasonableness and may exceed \$25,000.00 in costs;

(21) provider or related party owned, leased or chartered airplanes and related expenses;

(22) therapeutic beds;

(23) bank overdraft charges or other penalties;

(24) personal expenses not directly related to the provision of long-term resident care in a nursing facility;

(25) management fees paid to a related organization that are not clearly derived from the actual cost of materials, supplies, or services provided directly to an individual nursing facility;

(26) business expenses not directly related to the care of residents in a long-term care facility. This includes business investment activities, stockholder and public relations activities, and farm and ranch operations; and

(27) legal and other costs associated with litigation between a provider and state or federal agencies, unless the litigation is decided in the provider's favor.

(b) Purchase discounts, allowances, and refunds shall be deducted from the cost of the items purchased. Refunds of prior years' expenses shall be deducted from the related expenses. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1988; amended, T-30-10-1-

90, Oct. 1, 1990; amended Jan. 30, 1991; amended July 1, 1991; amended Oct. 28, 1991; amended May 1, 1992; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-25. Real and personal property fee. (a) The agency shall determine a real and personal property fee in lieu of an allowable cost for ownership or lease expense, or both. The real and personal property fee shall equal the sum of the property allowance determined under subsection (b) and the property value factor determined under subsection (c). The fee shall be facility-specific and shall not change as a result of change of ownership or lease by providers on or after July 18, 1984. An inflation factor may be applied to the fee on an annual basis.

(b) (1) The property allowance shall include an appropriate component for:

(A) Rent or lease expense;

(B) interest expense on real estate mortgage;

(C) amortization of leasehold improvements; and

(D) depreciation on buildings and equipment, calculated pursuant to subsection (d).

(2) The property allowance shall be subject to a program maximum. Percentile limitations shall be established, based on an array of the costs on file with the agency as of July 18, 1984.

(c) The property value factor shall be computed as follows.

(1) The sum of the components under paragraph (b)(1) shall be determined for each facility, based on costs on file with the agency as of July 18, 1984. These sums shall be placed in an array, and percentile groupings shall be developed from that array.

(2) The average property allowance shall be determined for each percentile grouping under paragraph (1).

(3) The average property allowance for each percentile grouping shall be multiplied by a percentage as established by the secretary.

(d) (1) The depreciation component of the property allowance shall be:

(A) Identifiable and recorded in the provider's accounting records;

(B) based on the historical cost of the asset as established in this regulation; and

(C) prorated over the estimated useful life of the asset using the straight-line method.

(2) (A) Appropriate recording of depreciation shall include:

(i) Identification of the depreciable assets in use;

(ii) the assets' historical costs;

(iii) the method of depreciation;

(iv) the assets' estimated useful life; and

(v) the assets' accumulated depreciation.

(B) Gains and losses on the sale of depreciable personal property shall be reflected on the cost report at the time of such sale. Trading of depreciable property shall be recorded in accordance with the income tax method of accounting for the basis of property acquired. Under the income tax method, gains and losses arising from the trading of assets are not recognized

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in the year of trade but are used to adjust the basis of the newly acquired property.

(3) For depreciation purposes, the cost basis for a facility acquired after July 17, 1984 shall be the lesser of the acquisition cost to the holder of record on that date, or the purchase price of the asset. The cost basis shall not include costs attributable to the negotiation or final purchase of the facility, including legal fees, accounting fees, travel costs and the cost of feasibility studies.

(e)(1) Providers may request a property fee rebasing if the following capital expenditure thresholds are met for related equipment or projects, or both:

(A) \$25,000.00 for facilities with 50 or fewer beds; or

(B) \$50,000.00 for facilities with 51 or more beds.

(2) The per diem from the interest or depreciation, or both, from the capital expenditures, reported in the ownership cost center of the cost report, shall be added to the property allowance per diem originally established. Interest expense reported in the administrative cost center of the cost report shall not be included in the rebasing request.

(3) Resident days used in the denominator of the property allowance calculation shall be based on the total resident days used to compute the rate being paid at the time the property rebasing is requested. The resident days shall be subject to the 85 percent minimum occupancy requirement, including new beds documented in the rebasing request.

(4) The revised property allowance shall be used to determine the property value factor. The revised property value factor shall be based on the existing arrays. The skilled nursing facility array shall be used for medicare skilled nursing facilities. The nursing facility array shall be used for all other facilities.

(5) Effective dates for rebased property fees:

(A) If new beds are added to a facility because of a construction project, the rebased property fee shall be effective on the date that the beds are certified by the department of health and environment.

(B) If the capital expenditure being rebased is not related to a bed size increase, the effective date of the rebased property fee shall be the first day of the month closest to the date upon which complete documentation has been received by the agency. Documentation includes:

- (i) The depreciation schedule reflecting the expense;
- (ii) the loan agreement;
- (iii) the amortization schedule for interest;
- (iv) invoices;
- (v) contractor fees; and
- (vi) proof of other costs associated with the capital expenditure.

(6) A property fee rebasing shall not be allowed if the request and documentation are submitted more than one year after the property subject to the rebasing has been acquired and put into service. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1988; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1,

1990; amended Jan. 30, 1991; amended Oct. 28, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

30-10-28. Resident days. (a) Calculation of resident days.

(1) Resident day shall have the meaning set forth in K.A.R. 30-10-1a.

(2) If both admission and discharge occur on the same day, that day shall be considered to be a day of admission and shall count as one resident day.

(3) If the provider does not make refunds on behalf of a resident for unused days in case of death or discharge, and if the bed is available and actually used by another resident, these unused days shall not be counted as a resident day.

(4) Any bed days paid for by the resident, or any other party on behalf of the resident, before an admission date shall not be counted as a resident day.

(5) The total resident days for the cost report period shall be precise and documented; an estimate of the days of care provided shall not be acceptable.

(6) In order to facilitate accurate and uniform reporting of resident days, the accumulated method format set forth in forms prescribed by the secretary shall be used for all residents. These forms shall be submitted to the agency as supportive documentation for the resident days shown on the cost report forms and shall be submitted at the time the cost report forms are submitted to the agency. Each provider shall keep these monthly records for each resident, whether a medicaid/medikan recipient or a non-recipient. If the provider fails to keep accurate records of inpatient days in accordance with the accumulated method format, the assumed occupancy rate shall be 100 percent.

(7) The provider shall report the total number of medicaid/medikan resident days in addition to the total resident days on the uniform cost report form.

(b) Respite care days shall be counted as resident days and reported on the monthly census forms.

(c) Day care and day treatment shall be counted as one resident day for 18 hours of service. The total hours of service provided for all residents during the cost reporting year shall be divided by 18 hours to convert to resident days. The effective date of this regulation shall be January 1, 1994. (Authorized by and implementing K.S.A. 1992 Supp. 39-708c; effective May 1, 1985; amended May 1, 1987; amended Jan. 2, 1989; amended Jan. 2, 1990; amended, T-30-10-1-90, Oct. 1, 1990; amended Jan. 30, 1991; amended Nov. 2, 1992; amended Jan. 3, 1994.)

Donna Whiteman
Secretary of Social and
Rehabilitation Services

Doc. No. 014155

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1992 Supplement to the *Kansas Administrative Regulations*.

AGENCY 1: DEPARTMENT OF ADMINISTRATION

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1-2-30	Amended	V. 12, p. 902
1-2-34	New	V. 11, p. 1016
1-2-46	Amended	V. 12, p. 1705
1-2-81	Revoked	V. 11, p. 278
1-5-15	Amended	V. 12, p. 1705
1-5-28	Amended	V. 12, p. 902
1-6-2	Amended	V. 11, p. 278
1-6-22a	New	V. 12, p. 1706
1-6-23	Amended	V. 12, p. 1706
1-6-31	Amended	V. 11, p. 1016
1-6-32	Amended	V. 11, p. 278
1-7-4	Amended	V. 12, p. 1707
1-8-7	Amended	V. 11, p. 1017
1-9-4	Amended	V. 11, p. 1017
1-9-5	Amended	V. 12, p. 902
1-9-6	Amended	V. 12, p. 1708
1-9-13	Amended	V. 12, p. 1709
1-9-18	Amended	V. 11, p. 1020
1-9-19a	Amended	V. 11, p. 279
1-9-21	Amended	V. 12, p. 903
1-9-23	Amended	V. 12, p. 903
1-9-24	New	V. 12, p. 1709
1-10-6	Amended	V. 12, p. 1709
1-13-1a	Amended	V. 12, p. 1709
1-14-8	Amended	V. 12, p. 1710
1-14-12	New	V. 12, p. 1711
1-16-2	Amended	V. 12, p. 721, 864
1-16-2a	Amended	V. 12, p. 721, 864
1-16-2b	Amended	V. 12, p. 721, 864
1-16-2d	Amended	V. 12, p. 721, 864
1-16-2f	Revoked	V. 12, p. 722, 865
1-16-2k	Amended	V. 12, p. 722, 865
1-16-18	Amended	V. 12, p. 6, 54
1-16-18a	Amended	V. 12, p. 7, 55
1-16-22	Amended	V. 12, p. 865
1-18-1a	Amended	V. 12, p. 865
1-21-1	Amended	V. 12, p. 865
1-21-2	Amended	V. 12, p. 866
1-21-3	Revoked	V. 12, p. 866
1-21-4	Amended	V. 12, p. 866
1-21-5	Revoked	V. 12, p. 866
1-21-6	Revoked	V. 12, p. 866
1-21-7	Amended	V. 12, p. 866
1-21-8	Revoked	V. 12, p. 866
1-21-9	Revoked	V. 12, p. 866
1-21-10	Revoked	V. 12, p. 866
1-21-11	Revoked	V. 12, p. 866
1-21-12	Amended	V. 12, p. 866
1-22-1 through 1-22-5	Revoked	V. 12, p. 722, 867
1-28-1	Revoked	V. 12, p. 867
1-28-2	Revoked	V. 12, p. 867
1-45-14	Amended	V. 11, p. 1195
1-46-1	Amended	V. 11, p. 1195
1-46-3	Amended	V. 11, p. 1195
1-49-11	New	V. 12, p. 1711
1-50-2	Revoked	V. 12, p. 867

AGENCY 2: MUNICIPAL ACCOUNTING BOARD

Reg. No.	Action	Register
2-3-3	Revoked	V. 12, p. 887

AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-4-900	Amended	V. 11, p. 1895
4-4-923	Amended	V. 11, p. 1895
4-4-924	Amended	V. 11, p. 1895
4-4-931	Amended	V. 11, p. 1896
4-4-932	Amended	V. 11, p. 1896
4-4-933	Amended	V. 11, p. 1896
4-4-934	Amended	V. 11, p. 1897
4-4-935	Amended	V. 11, p. 1897
4-4-956	New	V. 11, p. 1897
4-7-716	Amended	V. 11, p. 555
4-7-719	Amended	V. 11, p. 63
4-8-14a	Amended	V. 12, p. 1212
4-8-27	Amended	V. 11, p. 555
4-8-28	Amended	V. 12, p. 1212
4-8-32	Amended	V. 12, p. 1213
4-8-33	Amended	V. 11, p. 1898
4-8-40	Amended	V. 11, p. 1898
4-8-41	New	V. 11, p. 555
4-10-1	Amended	V. 11, p. 1898
4-13-36	Amended	V. 11, p. 1899
4-13-38	Amended	V. 11, p. 1899
4-13-41	Amended	V. 11, p. 1900
4-13-42	Amended	V. 11, p. 1900
4-13-62	Amended	V. 11, p. 1900
4-13-63	Amended	V. 11, p. 1901
4-15-2	Amended	V. 11, p. 555
4-16-1a	Amended	V. 11, p. 1901
4-16-1c	Amended	V. 11, p. 1901
4-16-7a	Amended	V. 11, p. 1901
4-16-300 through 4-16-305	New	V. 11, p. 556, 557
4-17-1a	Amended	V. 11, p. 1901
4-17-1c	Amended	V. 11, p. 1902
4-17-5a	Amended	V. 11, p. 1902
4-17-300 through 4-17-305	New	V. 11, p. 557, 558

AGENCY 5: BOARD OF AGRICULTURE— DIVISION OF WATER RESOURCES

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5-42-1	Amended	V. 11, p. 361
5-42-3	Amended	V. 11, p. 361
5-45-1 through 5-45-4	Amended	V. 11, p. 361-363
5-45-6	Amended	V. 11, p. 363
5-45-7	Amended	V. 11, p. 363
5-45-12	Amended	V. 11, p. 363
5-45-13	Amended	V. 11, p. 364
5-45-14 through 5-45-17	New	V. 11, p. 364, 365

AGENCY 7: SECRETARY OF STATE

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7-23-8	New	V. 11, p. 1257, 1296
7-27-1	Amended	V. 12, p. 1336
7-29-1	Revoked	V. 12, p. 1336
7-29-2	Amended	V. 12, p. 1336
7-32-1	Amended	V. 11, p. 1117, 1143

AGENCY 14: DEPARTMENT OF REVENUE— DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-10-5	Amended	V. 11, p. 1929
14-10-10	Amended	V. 11, p. 1930
14-10-11	Amended	V. 11, p. 1930
14-10-12	Amended	V. 11, p. 1931
14-13-1	Amended	V. 11, p. 1931
14-13-2	Amended	V. 11, p. 1932
14-13-13	Amended	V. 11, p. 1933
14-14-1	Amended	V. 11, p. 1934
14-14-11	Amended	V. 11, p. 1711
14-16-20	Revoked	V. 11, p. 1041
14-19-14	Amended	V. 11, p. 1935

14-19-15	Amended	V. 11, p. 1936
14-20-14	Amended	V. 11, p. 1937
14-20-15	Amended	V. 11, p. 1938
14-20-16	Amended	V. 11, p. 1938
14-21-1	Amended	V. 11, p. 1939
14-21-2	Amended	V. 11, p. 1940
14-21-3	Amended	V. 11, p. 1941
14-22-1	Amended	V. 11, p. 1941
14-22-2	Amended	V. 11, p. 1942
14-22-3	Amended	V. 11, p. 1943

AGENCY 17: STATE BANKING DEPARTMENT

Reg. No.	Action	Register
17-11-21	Amended	V. 12, p. 1176
17-15-1	Amended	V. 12, p. 311
17-16-8	Amended	V. 12, p. 314
17-21-1 through 17-21-8	New	V. 11, 1040
17-21-1	Amended	V. 12, p. 314
17-21-2	Amended	V. 12, p. 314
17-22-1	Amended	V. 12, p. 1015

AGENCY 19: KANSAS COMMISSION ON GOVERNMENTAL STANDARDS AND CONDUCT

Reg. No.	Action	Register
9-1-1	Amended	V. 11, p. 714
19-1-11	Amended	V. 11, p. 714
19-3-2	Amended	V. 11, p. 714
19-4-2	Amended	V. 11, p. 715
19-20-2	Amended	V. 11, p. 715
19-27-2	Amended	V. 11, p. 715
19-29-1a	New	V. 12, p. 1336
19-29-2	Amended	V. 11, p. 716
19-29-4	Amended	V. 11, p. 717
19-29-5	New	V. 11, p. 717
19-30-4	Amended	V. 11, p. 717
19-40-3a	Amended	V. 11, p. 718
19-40-4	New	V. 11, p. 1369
19-40-5	New	V. 11, p. 718
19-41-1	Amended	V. 11, p. 718
19-60-3	Amended	V. 11, p. 719
19-61-1	Amended	V. 11, p. 720
19-61-2	Amended	V. 11, p. 720
19-61-3	Revoked	V. 11, p. 720
19-62-1	Amended	V. 11, p. 721
19-62-2	Amended	V. 11, p. 721
19-63-2	Amended	V. 11, p. 721
19-63-3	Amended	V. 11, p. 721
19-63-4	Amended	V. 11, p. 722
19-63-6	New	V. 11, p. 722

AGENCY 20: CRIME VICTIMS COMPENSATION BOARD

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20-1-1	Amended	V. 12, p. 1487
20-2-3	New	V. 12, p. 1487
20-2-6	New	V. 12, p. 1488
20-2-7	New	V. 12, p. 1488
20-2-8	New	V. 12, p. 1488
20-2-9	New	V. 12, p. 1488

AGENCY 21: KANSAS HUMAN RIGHTS COMMISSION

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21-34-1 through 21-34-21	New	V. 11, p. 357-360
21-34-1 through 21-34-21	New	V. 11, p. 504-507
21-60-1 through 21-60-23	New	V. 11, p. 1084-1091, 1153-1160
21-80-1 through 21-80-10	New	V. 11, p. 1764-1766

AGENCY 22: STATE FIRE MARSHAL

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22-1-3	New	V. 12, p. 444
22-1-4	New	V. 12, p. 444
22-1-5	New	V. 12, p. 445

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22-1-6	New	V. 12, p. 445	28-4-360	Amended	V. 12, p. 1057	28-35-212a	Amended	V. 12, p. 1176
22-2-1	Revoked	V. 12, p. 445	28-14-2	Amended	V. 11, p. 1797	28-35-212b	New	V. 12, p. 1176
22-3-1	Revoked	V. 12, p. 445	28-15-11	Amended	V. 12, p. 725	28-35-213a	Amended	V. 12, p. 1176
22-3-2	Revoked	V. 12, p. 445	28-15-12	New	V. 12, p. 57	28-35-214a	Amended	V. 12, p. 1176
22-4-1	Revoked	V. 12, p. 445	28-15-13	Amended	V. 12, p. 727	28-35-215a	Amended	V. 12, p. 1176
22-5-3	Amended	V. 12, p. 445	28-15-14	Amended	V. 11, p. 1233	28-35-217a	Amended	V. 12, p. 1176
22-6-8	New	V. 12, p. 976	28-15-15	Revoked	V. 11, p. 1236	28-35-218a	Amended	V. 12, p. 1176
22-6-10	Revoked	V. 12, p. 445	28-15-15a	New	V. 11, p. 1236	28-35-219a	Amended	V. 12, p. 1176
22-6-17	Revoked	V. 12, p. 445	28-15-20	Amended	V. 11, p. 1237	28-35-220a	Amended	V. 12, p. 1176
22-7-1	Revoked	V. 12, p. 445	28-15-21	New	V. 12, p. 728	28-35-221a	Amended	V. 12, p. 1176
22-7-2	Revoked	V. 12, p. 445	28-16-29	Revoked	V. 11, p. 1260	28-35-221b	New	V. 12, p. 1176
22-7-3	Revoked	V. 12, p. 445	28-16-30			28-35-222a	Amended	V. 12, p. 1176
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22-7-6			28-16-36	New	V. 11, p. 1260, 1261	28-35-224a	Amended	V. 12, p. 1176
through			28-16-61	Amended	V. 12, p. 1209	28-35-225a	Amended	V. 12, p. 1176
22-7-12	New	V. 12, p. 445-447	28-16-150			28-35-226a	Amended	V. 12, p. 1177
22-8-1	Revoked	V. 12, p. 448	through			28-35-228a	Amended	V. 12, p. 1177
22-10-3a	Revoked	V. 12, p. 448	28-16-154	New	V. 12, p. 1210	28-35-229a	Amended	V. 12, p. 1177
22-10-10	Revoked	V. 12, p. 448	28-17-6	Amended	V. 12, p. 1020	28-35-230a	Amended	V. 12, p. 1177
22-10-12	Revoked	V. 12, p. 448	28-17-12	Amended	V. 11, p. 1543, 1584	28-35-230b	New	V. 12, p. 1177
22-10-13	Revoked	V. 12, p. 448	28-17-20	Amended	V. 12, p. 1020	28-35-231b	Amended	V. 12, p. 1177
22-10-14	Revoked	V. 12, p. 448	28-19-7	Amended	V. 12, p. 1530	28-35-233a	Amended	V. 12, p. 1177
22-10-17	Revoked	V. 12, p. 448	28-19-17	Amended	V. 11, p. 608	28-35-234a	Amended	V. 12, p. 1177
22-10-18	New	V. 12, p. 448	28-19-17a			28-35-242	Amended	V. 12, p. 1177
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22-13-35	Revoked	V. 12, p. 449	28-19-17i	Amended	V. 11, p. 608, 609	28-35-246	Revoked	V. 12, p. 1177
22-18-3	Amended	V. 12, p. 449	28-19-17m			28-35-247	Amended	V. 12, p. 1177
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22-19-3	Amended	V. 12, p. 451	28-19-19	Amended	V. 11, p. 610	28-35-250	Revoked	V. 12, p. 1177
22-19-4	Revoked	V. 12, p. 451	28-19-31	Amended	V. 12, p. 1458	28-35-250a	New	V. 12, p. 1177
22-19-5	New	V. 12, p. 451	28-19-32	Amended	V. 12, p. 1458	28-35-251	Amended	V. 12, p. 1177
22-20-1	Revoked	V. 12, p. 451	28-19-63	Amended	V. 12, p. 1458	28-35-253	New	V. 12, p. 1177
22-22-1	New	V. 12, p. 451	28-19-73	Amended	V. 11, p. 612	28-35-254	New	V. 12, p. 1177
			28-19-202	New	V. 12, p. 1534	28-35-255	New	V. 12, p. 1177
			28-19-210	New	V. 12, p. 1535	28-35-276	Amended	V. 12, p. 1177
			28-23-82	Amended	V. 12, p. 1058	28-35-282	Amended	V. 12, p. 1177
			28-24-1	New	V. 11, p. 1798	28-35-284	Amended	V. 12, p. 1177
			28-24-2	New	V. 11, p. 1798	28-35-285	Amended	V. 12, p. 1177
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			28-24-16	New	V. 11, p. 1798-1800	28-35-341		
			28-25-1			through		
			through			28-35-363	New	V. 12, p. 1177, 1178
			28-25-15	New	V. 12, p. 1058, 1059	28-36-21	Amended	V. 12, p. 1059
			28-29-28			28-36-30	Amended	V. 12, p. 1211
			through			28-38-18		
			28-29-36	New	V. 11, p. 614-620, 758-764	through		
						28-38-23	Amended	V. 12, p. 437, 438
			28-29-84	New	V. 12, p. 435, 487	28-38-29	New	V. 12, p. 439
			28-29-85	New	V. 12, p. 436, 488	28-39-76	Revoked	V. 12, p. 1399
			28-29-98	New	V. 12, p. 1538, 1571	28-39-77	Revoked	V. 12, p. 1399
			28-29-99	New	V. 12, p. 1539	28-39-77a	Revoked	V. 12, p. 1400
			28-30-2	Amended	V. 12, p. 1540	28-39-78	Revoked	V. 12, p. 1400
			28-30-3	Amended	V. 12, p. 730	28-39-82		
			28-30-6	Amended	V. 12, p. 730	through		
			28-31-8a	Revoked	V. 11, p. 232	28-39-103	Revoked	V. 12, p. 1400
			28-31-10a	New	V. 11, p. 232	28-39-103a	Revoked	V. 12, p. 1400
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			28-34-1a	New	V. 12, p. 780	through		
			28-34-2	Amended	V. 12, p. 781	28-39-113	Revoked	V. 12, p. 1400
			28-34-3b	New	V. 12, p. 781	28-39-144		
			28-34-5	Revoked	V. 12, p. 782	through		
			28-34-5a	New	V. 12, p. 782	28-39-162	New	V. 12, p. 1400-1416
			28-34-6	Revoked	V. 12, p. 782	28-39-162a	New	V. 12, p. 1417
			28-34-6a	New	V. 12, p. 782	28-39-162b	New	V. 12, p. 1422
			28-34-8	Revoked	V. 12, p. 783	28-39-162c	New	V. 12, p. 1424
			28-34-8a	New	V. 12, p. 783	28-39-163	New	V. 12, p. 1428
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			28-34-10	Revoked	V. 12, p. 784	28-44-29	New	V. 12, p. 1541
			28-34-10a	New	V. 12, p. 784	28-53-1	Amended	V. 11, p. 846
			28-34-16	Revoked	V. 12, p. 785	28-53-2	Amended	V. 11, p. 846
			28-34-16a	New	V. 12, p. 785	28-59-7	Amended	V. 11, p. 1643
			28-34-17	Revoked	V. 12, p. 785	28-61-1		
			28-34-17a	New	V. 12, p. 785	through		
			28-34-17b	New	V. 12, p. 786	28-61-10	New	V. 11, p. 1743-1748
			28-34-20	Revoked	V. 12, p. 787	28-65-1	Amended	V. 12, p. 1541
			28-34-20a	New	V. 12, p. 787	28-65-2	Amended	V. 12, p. 1542
			28-34-32a	Revoked	V. 12, p. 787	28-65-3	Amended	V. 12, p. 1542
			28-34-32b	New	V. 12, p. 787	28-65-4	New	V. 12, p. 1542
			28-34-125	Revoked	V. 12, p. 787			
			28-35-135	Amended	V. 12, p. 1176			
			28-35-143	Revoked	V. 12, p. 1176			
			28-35-147	Amended	V. 11, p. 130			
			28-35-180a	Amended	V. 12, p. 1176			
			28-35-211b	Revoked	V. 12, p. 1176			

AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS		
Reg. No.	Action	Register
23-4-1	Revoked	V. 12, p. 1702
23-6-8	Revoked	V. 12, p. 1702
23-16-1	Revoked	V. 12, p. 1702
23-19-1	Revoked	V. 12, p. 1702

AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT		
Reg. No.	Action	Register
25-1-8	Revoked	V. 12, p. 1460, 1571
25-1-15	Amended	V. 12, p. 1460, 1571
25-1-16	Revoked	V. 12, p. 1461, 1571
25-1-17	Revoked	V. 12, p. 1461, 1571
25-2-2	Revoked	V. 11, p. 1742
25-2-5	Revoked	V. 11, p. 1742
25-4-1	Amended	V. 11, p. 1643, 1702
25-4-4	Amended	V. 11, p. 164

AGENCY 26: DEPARTMENT ON AGING		
Reg. No.	Action	Register
26-5-5	Amended	V. 12, p. 1118
26-5-6	Amended	V. 12, p. 1118
26-8-1		
through		
26-8-14	New	V. 11, p. 1041-1043
26-8-1	Amended	V. 12, p. 1119, 1150
26-8-3	Amended	V. 12, p. 1120, 1152
26-8-4	Amended	V. 12, p. 1120, 1152
26-8-7	Amended	V. 12, p. 1120, 1152

AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT		
Reg. No.	Action	Register
28-1-2	Amended	V. 12, p. 315
28-1-18	Amended	V. 12, p. 1057
28-4-350	Amended	V. 12, p. 1042
28-4-351	Amended	V. 12, p. 1042
28-4-352	Amended	V. 12, p. 1043
28-4-353	Amended	V. 12, p. 1043
28-4-353a	New	V. 12, p. 1045
28-4-353b	New	V. 12, p. 1046
28-4-354	Amended	V. 12, p. 1047
28-4-355	Amended	V. 12, p. 1048
28-4-355a	New	V. 12, p. 1049
28-4-355b	New	V. 12, p. 1049
28-4-356	Amended	V. 12, p. 1051
28-4-357	Amended	V. 12, p. 1053
28-4-358	Amended	V. 12, p. 1054
28-4-359	Amended	V. 12, p. 1054

AGENCY 30: SOCIAL AND REHABILITATION SERVICES		
Reg. No.	Action	Register
30-2-16	Amended	V. 12, p. 1213
30-4-52	Amended	V. 12, p. 1213

30-4-55	Amended	V. 11, p. 1750
30-4-63	Amended	V. 12, p. 1213
30-4-64	Amended	V. 12, p. 1215
30-4-72	Amended	V. 11, p. 1010, 1044
30-4-73	Amended	V. 12, p. 386
30-4-85a	Amended	V. 12, p. 1461, 1486
30-4-90	Amended	V. 12, p. 264, 576
30-4-101	Amended	V. 11, p. 1011, 1045
30-4-109	Amended	V. 11, p. 1263
30-4-112	Amended	V. 12, p. 1216
30-4-122a	Amended	V. 12, p. 1461, 1486
30-4-130	Amended	V. 12, p. 1217
30-4-140	Amended	V. 11, p. 365
30-5-58	Amended	V. 12, p. 1218
30-5-59	Amended	V. 12, p. 392
30-5-60	Amended	V. 12, p. 393
30-5-64	Amended	V. 11, p. 372
30-5-65	Amended	V. 11, p. 372
30-5-70	Amended	V. 12, p. 394
30-5-71	Amended	V. 12, p. 1224
30-5-73	Amended	V. 12, p. 1224
30-5-80	New	V. 11, p. 989
30-5-81b	Amended	V. 12, p. 1225
30-5-86	Amended	V. 11, p. 1752
30-5-95	Amended	V. 11, p. 205
30-5-100	Amended	V. 12, p. 1225
30-5-100a	Amended	V. 11, p. 1752
30-5-105	Amended	V. 12, p. 1226
30-5-109a	Amended	V. 12, p. 1226
30-5-110	Amended	V. 11, p. 373
30-5-114	Amended	V. 11, p. 1265
30-5-116a	Amended	V. 12, p. 1226
30-5-151	Amended	V. 12, p. 266, 579
30-5-159	Amended	V. 11, p. 1753
30-5-160	Amended	V. 11, p. 1753
30-5-161	Amended	V. 11, p. 1753
30-5-169	Amended	V. 11, p. 1753
30-5-171	Revoked	V. 11, p. 1753
30-5-173	New	V. 11, p. 1753
30-5-173a	New	V. 11, p. 1753
30-6-52	Amended	V. 11, p. 1753
30-6-53	Amended	V. 11, p. 1754
30-6-55	Amended	V. 11, p. 374
30-6-56	Amended	V. 12, p. 1226
30-6-72	Amended	V. 11, p. 1012, 1046
30-6-73	Amended	V. 11, p. 1265
30-6-86	Amended	V. 11, p. 1756
30-6-103	Amended	V. 11, p. 1757
30-6-106	Amended	V. 12, p. 1227
30-6-109	Amended	V. 11, p. 1268
30-6-112	Amended	V. 12, p. 1230
30-6-113	Amended	V. 12, p. 396
30-6-150	Amended	V. 12, p. 398
30-7-100	through	
30-7-104	New	V. 11, p. 990-992
30-7-100	Amended	V. 12, p. 398
30-9-13	Revoked	V. 11, p. 992
30-9-18	through	
30-9-22	Revoked	V. 11, p. 992
30-10-1a	Amended	V. 11, p. 1481
30-10-1b	Amended	V. 11, p. 1483
30-10-1c	Amended	V. 11, p. 1484
30-10-2	Amended	V. 11, p. 1484
30-10-3	Revoked	V. 11, p. 1485
30-10-4	Revoked	V. 11, p. 1485
30-10-6	Amended	V. 11, p. 1761
30-10-7	Amended	V. 11, p. 1761
30-10-8	Revoked	V. 11, p. 1485
30-10-11	Amended	V. 11, p. 1762
30-10-15a	Amended	V. 11, p. 1485
30-10-15b	Amended	V. 11, p. 1486
30-10-17	Amended	V. 11, p. 1487
30-10-18	Amended	V. 11, p. 1488
30-10-19	Amended	V. 11, p. 1490
30-10-20	Amended	V. 11, p. 1490
30-10-23a	Amended	V. 11, p. 1490
30-10-23b	Amended	V. 11, p. 1491
30-10-23c	Amended	V. 11, p. 1491
30-10-25	Amended	V. 11, p. 1492
30-10-28	Amended	V. 11, p. 1493
30-10-29	Amended	V. 11, p. 1493
30-10-200	Amended	V. 11, p. 207
30-10-210	Amended	V. 11, p. 209

30-10-212	Amended	V. 11, p. 210
30-10-214	Amended	V. 11, p. 1270
30-10-217	Amended	V. 11, p. 210
30-10-219	Amended	V. 11, p. 211
30-31-7	Amended	V. 12, p. 901, 975
30-46-10	Amended	V. 12, p. 1231
30-65-1	New	V. 12, p. 1592, 1632
30-65-2	New	V. 12, p. 1593, 1633
30-65-3	New	V. 12, p. 1593, 1633

AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-13-30	through	
36-13-34	Amended	V. 11, p. 657-662
36-13-36	Revoked	V. 11, p. 663
36-13-37	Amended	V. 11, p. 663
36-13-38	New	V. 11, p. 664
36-13-39	New	V. 11, p. 664
36-37-1	through	
36-37-6	New	V. 12, p. 309, 310
36-38-1	New	V. 12, p. 310
36-38-2	New	V. 12, p. 310
36-39-1	through	
36-39-6	New	V. 12, p. 1088-1090

AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-37	Amended	V. 11, p. 1801
40-1-39	New	V. 12, p. 1563
40-1-41	New	V. 12, p. 1563
40-2-12	Amended	V. 11, p. 1801
40-2-23	New	V. 12, p. 1564
40-3-10	Revoked	V. 12, p. 1564
40-3-32	Amended	V. 12, p. 1564
40-3-33	Amended	V. 12, p. 1565
40-3-47	Amended	V. 11, p. 1967
40-3-49	New	V. 11, p. 1803
40-3-50	New	V. 12, p. 1568
40-4-2	Amended	V. 12, p. 1568
40-4-35	Amended	V. 11, p. 82
40-4-37	Amended	V. 11, p. 1803
40-4-37a	New	V. 11, p. 1804
40-4-37b	New	V. 11, p. 1804
40-4-37c	New	V. 11, p. 1804
40-4-37d	New	V. 11, p. 1968
40-4-37e	New	V. 11, p. 1804
40-4-37f	New	V. 11, p. 1805
40-4-37g	New	V. 11, p. 1805
40-4-37h	New	V. 11, p. 1805
40-4-37i	New	V. 11, p. 1806
40-4-37j	New	V. 11, p. 1807
40-4-37k	New	V. 11, p. 1808
40-4-37l	New	V. 11, p. 1809
40-4-37m	New	V. 11, p. 1810
40-4-37n	New	V. 11, p. 1810
40-4-37o	New	V. 11, p. 1810
40-4-37p	New	V. 11, p. 1810
40-4-37r	New	V. 11, p. 1811
40-4-40	New	V. 11, p. 1811
40-5-12	New	V. 12, p. 1568
40-7-7	Amended	V. 11, p. 1968
40-7-7a	New	V. 11, p. 1812
40-7-13	Amended	V. 11, p. 1969
40-7-19	Amended	V. 11, p. 1812
40-7-20a	Amended	V. 11, p. 1969
40-8-7	Amended	V. 11, p. 1971
40-9-118	Amended	V. 11, p. 1812
40-14-10	New	V. 11, p. 1971

AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-2-103	New	V. 12, p. 822
44-6-120	Amended	V. 11, p. 230
44-6-124	Amended	V. 12, p. 1154
44-6-125	Amended	V. 11, p. 231
44-6-135	Amended	V. 11, p. 231
44-6-146	New	V. 12, p. 1154
44-7-104	Amended	V. 11, p. 1830
44-7-113	Amended	V. 11, p. 316
44-7-115	New	V. 11, p. 316

44-7-116	New	V. 12, p. 1155
44-12-101	Amended	V. 11, p. 316
44-12-102	Amended	V. 11, p. 316
44-12-104	Amended	V. 11, p. 316
44-12-105	Amended	V. 11, p. 317
44-12-201	Amended	V. 11, p. 317
44-12-202	Amended	V. 11, p. 317
44-12-204	Amended	V. 11, p. 317
44-12-205	Amended	V. 11, p. 317
44-12-208	Amended	V. 11, p. 317
44-12-209	Amended	V. 11, p. 317
44-12-301	Amended	V. 11, p. 317
44-12-307	Amended	V. 11, p. 317
44-12-308	Amended	V. 11, p. 317
44-12-309	Amended	V. 11, p. 317
44-12-312	Amended	V. 11, p. 317
44-12-313	Amended	V. 11, p. 318
44-12-314	Amended	V. 11, p. 318
44-12-315	Amended	V. 11, p. 318
44-12-316	Revoked	V. 11, p. 318
44-12-317	Amended	V. 11, p. 318
44-12-319	Amended	V. 11, p. 318
44-12-321	Amended	V. 11, p. 318
44-12-323	Amended	V. 11, p. 318
44-12-324	Amended	V. 11, p. 319
44-12-325	Amended	V. 11, p. 319
44-12-326	Amended	V. 11, p. 319
44-12-328	New	V. 11, p. 319
44-12-401	Amended	V. 11, p. 319
44-12-502	Amended	V. 11, p. 319
44-12-503	Amended	V. 11, p. 319
44-12-505b	New	V. 11, p. 320
44-12-601	Amended	V. 11, p. 320
44-12-602	Amended	V. 11, p. 321
44-12-701	Revoked	V. 11, p. 321
44-12-901	Amended	V. 11, p. 321
44-12-902	Amended	V. 11, p. 322
44-12-1001	Amended	V. 11, p. 322
44-12-1002	Amended	V. 11, p. 322
44-12-1101	Amended	V. 11, p. 322
44-12-1201	Amended	V. 11, p. 322
44-12-1202	Amended	V. 11, p. 322
44-12-1301	Amended	V. 11, p. 323
44-12-1302	Amended	V. 11, p. 323
44-12-1303	Amended	V. 11, p. 323
44-12-1304	Revoked	V. 11, p. 323
44-12-1306	Amended	V. 11, p. 323
44-12-1307	Amended	V. 11, p. 324
44-13-101	Amended	V. 11, p. 324
44-13-101a	Amended	V. 11, p. 325
44-13-103	Amended	V. 11, p. 325
44-13-104	Amended	V. 11, p. 325
44-13-106	Amended	V. 11, p. 325
44-13-115	Revoked	V. 11, p. 325
44-13-201	Amended	V. 11, p. 325
44-13-201b	New	V. 11, p. 326
44-13-202	Amended	V. 11, p. 327
44-13-203	Amended	V. 11, p. 327
44-13-301	Revoked	V. 11, p. 327
44-13-302	Revoked	V. 11, p. 327
44-13-302a	New	V. 11, p. 327
44-13-303	Revoked	V. 11, p. 328
44-13-304	Amended	V. 11, p. 328
44-13-401	Amended	V. 11, p. 328
44-13-401a	Amended	V. 11, p. 328
44-13-402	Amended	V. 11, p. 328
44-13-403	Amended	V. 11, p. 328
44-13-404	Amended	V. 11, p. 330
44-13-405	Revoked	V. 11, p. 331
44-13-405a	Amended	V. 11, p. 331
44-13-406	Amended	V. 11, p. 331
44-13-407	Revoked	V. 11, p. 332
44-13-408	Amended	V. 11, p. 332
44-13-501	Amended	V. 11, p. 332
44-13-502	Revoked	V. 11, p. 332
44-13-502a	New	V. 11, p. 332
44-13-503	Revoked	V. 11, p. 332
44-13-504	Revoked	V. 11, p. 333
44-13-506	Amended	V. 11, p. 333
44-13-507	Amended	V. 11, p. 333
44-13-601	Amended	V. 11, p. 333
44-13-603	Amended	V. 11, p. 333
44-13-610	Amended	V. 11, p. 333

(continued)

44-13-701	Amended	V. 11, p. 333
44-13-702	Amended	V. 11, p. 334
44-13-703	Amended	V. 11, p. 334
44-13-704	Amended	V. 11, p. 334
44-13-705	Amended	V. 11, p. 334
44-13-706	Amended	V. 11, p. 334
44-13-707	Amended	V. 11, p. 335
44-14-101	Amended	V. 12, p. 1593
44-14-102	Amended	V. 12, p. 1594
44-14-201	Amended	V. 12, p. 1594
44-14-301	Amended	V. 12, p. 1594
44-14-302	Amended	V. 12, p. 1594
44-14-303	Amended	V. 12, p. 1596
44-14-305	Amended	V. 12, p. 1596
44-14-305a	Revoked	V. 12, p. 1596
44-14-306	Amended	V. 12, p. 1596
44-14-307	Amended	V. 12, p. 1597
44-14-309	Amended	V. 12, p. 1597
44-14-310	Amended	V. 12, p. 1597
44-14-311	Amended	V. 12, p. 1597
44-14-314	Amended	V. 12, p. 1597
44-14-316	Amended	V. 12, p. 1597
44-14-318	New	V. 12, p. 1597
44-15-101	Amended	V. 11, p. 335
44-15-102	Amended	V. 11, p. 335
44-15-105a	New	V. 11, p. 336
44-16-104	Amended	V. 11, p. 337

AGENCY 51: DEPARTMENT OF HUMAN RESOURCES—

DIVISION OF WORKERS COMPENSATION

Reg. No.	Action	Register
51-9-7	Amended	V. 12, p. 1399
51-24-1	Amended	V. 11, p. 212
51-24-4	Amended	V. 11, p. 212
51-24-8	New	V. 11, p. 213
51-24-9	New	V. 11, p. 213
51-24-10	New	V. 11, p. 214

AGENCY 54: KANSAS STATE LIBRARY

Reg. No.	Action	Register
54-1-23	New	V. 11, p. 1894

AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-1-101	Revoked	V. 12, p. 1205
60-1-102	Amended	V. 12, p. 348
60-1-103	Amended	V. 12, p. 348
60-3-101	Amended	V. 12, p. 348
60-3-110	Amended	V. 12, p. 1205
60-3-111	New	V. 12, p. 349
60-4-101	Amended	V. 12, p. 489
60-4-103	Amended	V. 12, p. 489
60-7-106	New	V. 12, p. 1206
60-7-108	New	V. 12, p. 349
60-8-101	Amended	V. 12, p. 489
60-9-104	Revoked	V. 11, p. 83
60-9-105	Amended	V. 12, p. 349
60-9-107	Amended	V. 12, p. 1206
60-11-103	Amended	V. 12, p. 350
60-11-108	Amended	V. 12, p. 1208
60-11-114	New	V. 11, p. 85
60-11-118	Amended	V. 12, p. 350
60-11-119	Amended	V. 12, p. 489
60-12-104	Amended	V. 12, p. 1208
60-12-105	Amended	V. 12, p. 1208
60-13-101	Amended	V. 12, p. 489
60-13-113	New	V. 11, p. 85

AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-3	Amended	V. 12, p. 1598
63-1-4	Amended	V. 12, p. 632
63-3-10	Amended	V. 12, p. 632
63-3-11	Amended	V. 12, p. 632
63-3-19	Amended	V. 12, p. 633
63-3-20	Amended	V. 11, p. 133
63-3-21	New	V. 11, p. 133
63-4-1	Amended	V. 12, p. 1598

AGENCY 65: BOARD OF EXAMINERS IN OPTOMETRY

Reg. No.	Action	Register
65-4-1 through 65-4-5	New	V. 11, p. 470, 471
65-4-3	Amended	V. 12, p. 630

65-4-4	Amended	V. 12, p. 630
65-5-1	through	
65-5-8	New	V. 11, p. 472, 473
65-6-8	Revoked	V. 11, p. 473
65-6-11	Revoked	V. 11, p. 474
65-6-12	Revoked	V. 11, p. 474
65-6-16	Revoked	V. 11, p. 474
65-6-25	Revoked	V. 11, p. 474
65-6-30	Revoked	V. 11, p. 474
65-6-33	Revoked	V. 11, p. 474
65-6-36	Revoked	V. 11, p. 474
65-6-37	Revoked	V. 11, p. 474
65-7-1	Revoked	V. 11, p. 474
65-7-2	Revoked	V. 11, p. 474
65-7-4	Revoked	V. 11, p. 474
65-7-8	Revoked	V. 11, p. 474
65-7-9	Revoked	V. 11, p. 474
65-7-11	Revoked	V. 11, p. 474
65-7-12	Revoked	V. 11, p. 474
65-7-13	Revoked	V. 11, p. 474
65-7-14	Revoked	V. 11, p. 474
65-8-1	through	
65-8-4	New	V. 11, p. 474, 475
65-9-1	through	
65-9-5	New	V. 11, p. 475, 476
65-10-1	New	V. 11, p. 476
65-10-2	New	V. 11, p. 477
65-10-3	New	V. 11, p. 477
65-11-1	New	V. 11, p. 477
65-11-2	New	V. 11, p. 477
65-11-3	New	V. 11, p. 477

AGENCY 66: BOARD OF TECHNICAL PROFESSIONS

Reg. No.	Action	Register
66-6-1	Amended	V. 12, p. 10
66-6-3	Revoked	V. 12, p. 10
66-6-4	Amended	V. 12, p. 10
66-6-6	Amended	V. 12, p. 11
66-6-7	Revoked	V. 12, p. 11
66-6-8	Amended	V. 12, p. 11
66-6-9	Amended	V. 12, p. 11
66-7-1	Amended	V. 11, p. 408
66-7-2	Amended	V. 11, p. 408
66-8-1	Amended	V. 11, p. 409
66-8-2	through	
66-8-5	Amended	V. 12, p. 11, 12
66-8-6	Amended	V. 11, p. 409
66-9-1	Amended	V. 12, p. 12
66-9-2	Amended	V. 12, p. 12
66-9-3	Revoked	V. 12, p. 12
66-9-4	Amended	V. 12, p. 12
66-9-5	New	V. 12, p. 12
66-10-1	Amended	V. 12, p. 13
66-10-2	Revoked	V. 12, p. 13
66-10-3	Amended	V. 12, p. 13
66-10-4	Amended	V. 12, p. 13
66-10-5	Amended	V. 12, p. 13
66-10-6	Revoked	V. 12, p. 13
66-10-7	Revoked	V. 12, p. 13
66-10-8	Revoked	V. 12, p. 13
66-10-9	Amended	V. 11, p. 409
66-10-10	Amended	V. 12, p. 13
66-10-10a	New	V. 12, p. 13
66-10-11	Amended	V. 12, p. 14
66-10-12	Amended	V. 12, p. 14
66-11-1	Amended	V. 11, p. 411
66-11-2	Amended	V. 12, p. 14
66-11-3	Amended	V. 12, p. 14
66-12-1	New	V. 11, p. 412
66-13-1	Amended	V. 12, p. 14

AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-2-20	Amended	V. 11, p. 1611
68-7-12	Amended	V. 11, p. 1611
68-7-12a	New	V. 12, p. 186
68-7-19	New	V. 12, p. 187
68-11-1	Amended	V. 11, p. 1612
68-12-2	Amended	V. 12, p. 187
68-14-1	through	
68-14-7	New	V. 11, p. 665, 666

68-20-18	Amended	V. 12, p. 187
68-20-19	Amended	V. 12, p. 188

AGENCY 69: BOARD OF COSMETOLOGY

Reg. No.	Action	Register
69-3-2	Amended	V. 11, p. 1749
69-3-11	Amended	V. 11, p. 1749
69-6-5	Amended	V. 11, p. 1749
69-7-1	Revoked	V. 11, p. 1800
69-7-2	Revoked	V. 11, p. 1800
69-7-3	Revoked	V. 11, p. 1800
69-7-4	Revoked	V. 11, p. 1800
69-7-5	Revoked	V. 11, p. 1800
69-7-7	Revoked	V. 11, p. 1800
69-7-14	Revoked	V. 11, p. 1800
69-7-16	Revoked	V. 11, p. 1800
69-7-22	Revoked	V. 11, p. 1800
69-7-23	Revoked	V. 11, p. 1800
69-7-25	Revoked	V. 11, p. 1800
69-7-26	Revoked	V. 11, p. 1800
69-7-27	Revoked	V. 11, p. 1800
69-11-1	Amended	V. 12, p. 1633
69-12-1 through 69-12-17	New	V. 12, p. 1633-1635

AGENCY 71: KANSAS DENTAL BOARD

Reg. No.	Action	Register
71-1-16	New	V. 12, p. 439
71-1-17	New	V. 12, p. 439
71-1-18	New	V. 12, p. 1700
71-3-3	Amended	V. 12, p. 532

AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-4-7	Amended	V. 11, p. 847
74-5-2	Amended	V. 12, p. 1039
74-5-103	Amended	V. 11, p. 848
74-5-104	Amended	V. 11, p. 848
74-5-202	Amended	V. 12, p. 1039
74-5-203	Amended	V. 12, p. 1040
74-5-405	Amended	V. 12, p. 1040
74-5-406	Amended	V. 12, p. 1040
74-6-1	Amended	V. 12, p. 1040
74-6-2	Amended	V. 12, p. 1041
74-8-2	Amended	V. 12, p. 1041
74-8-5	Amended	V. 12, p. 1041
74-14-1	New	V. 12, p. 1041
74-14-2	New	V. 12, p. 1041

AGENCY 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-11	Amended	V. 11, p. 1176
75-6-24	Amended	V. 11, p. 908
75-6-26	Amended	V. 11, p. 1176

AGENCY 80: KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

Reg. No.	Action	Register
80-8-1 through 80-8-7	New	V. 12, p. 980, 981

AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-3-1	Amended	V. 12, p. 788
81-3-3	Amended	V. 12, p. 790
81-3-4	New	V. 12, p. 790
81-5-3	Amended	V. 12, p. 790
81-5-8	Amended	V. 12, p. 791
81-5-9	Amended	V. 12, p. 791
81-5-10	New	V. 12, p. 791
81-7-1	Amended	V. 12, p. 791
81-7-2	New	V. 12, p. 794
81-11-11	Amended	V. 12, p. 794

AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-1-228	Amended	V. 12, p. 147
82-1-232	Amended	V. 12, p. 148
82-3-206	Amended	V. 12, p. 1592
82-3-307	Amended	V. 12, p. 1592

82-3-401	Amended	V. 12, p. 376
82-3-401a	New	V. 12, p. 377
82-4-1	Amended	V. 12, p. 439
82-4-3	Amended	V. 12, p. 440
82-4-6d	Amended	V. 12, p. 441
82-4-8a	Amended	V. 12, p. 441
82-4-20	Amended	V. 12, p. 442
82-4-27a	Amended	V. 12, p. 442
82-4-27c	Amended	V. 11, p. 812
82-4-27e	Amended	V. 11, p. 812
82-4-27g	New	V. 11, p. 812
82-4-29	Amended	V. 12, p. 443
82-4-34	Revoked	V. 12, p. 443
82-4-35a	Amended	V. 12, p. 443
82-4-37	Amended	V. 12, p. 443
82-4-38	Revoked	V. 12, p. 443
82-4-39	Amended	V. 12, p. 443

AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-5	Amended	V. 12, p. 1662
86-1-11	Amended	V. 12, p. 1662
86-1-13	Amended	V. 11, p. 1230
86-3-7	Amended	V. 12, p. 1663
86-3-22	Amended	V. 12, p. 1663
86-3-23	New	V. 11, p. 1832
86-3-24	Revoked	V. 12, p. 980
86-3-24	New	V. 11, p. 1832

AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-8-2	Amended	V. 11, p. 1675
88-8-9	New	V. 11, p. 1675
88-9-3	Amended	V. 11, p. 1675
88-10-4	Amended	V. 12, p. 631
88-11-5	Amended	V. 12, p. 631
88-13-4	Amended	V. 11, p. 1675
88-13-11	Amended	V. 11, p. 1675
88-18-3	Amended	V. 11, p. 1676
88-18-8	Amended	V. 11, p. 1676
88-19-2	Amended	V. 11, p. 1676
88-19-4	Amended	V. 11, p. 1676
88-20-3	Amended	V. 11, p. 1676
88-20-9	Amended	V. 11, p. 1677
88-21-3	Amended	V. 11, p. 1677
88-21-8	Amended	V. 11, p. 1677
88-22-1 through 88-22-10	New	V. 12, p. 93, 94

AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-27d	New	V. 11, p. 765
91-1-30	Amended	V. 12, p. 579
91-1-80	Amended	V. 12, p. 580
91-1-102a	New	V. 12, p. 581
91-1-104b	New	V. 12, p. 582
91-1-104c	New	V. 12, p. 582
91-1-110a	Amended	V. 12, p. 582
91-1-110c	New	V. 12, p. 583
91-1-112c	New	V. 12, p. 583
91-1-112d	New	V. 12, p. 584
91-1-113b	New	V. 12, p. 584
91-5-2	Amended	V. 11, p. 1144
91-5-7	Amended	V. 11, p. 1584
91-12-22	Amended	V. 12, p. 585
91-12-23	Amended	V. 12, p. 589
91-12-24a	Amended	V. 12, p. 590
91-12-27	Amended	V. 12, p. 590
91-12-28	Amended	V. 12, p. 590
91-12-30	Amended	V. 12, p. 591
91-12-33	Amended	V. 12, p. 591
91-12-37	Amended	V. 12, p. 591
91-12-40	Amended	V. 12, p. 592
91-12-41	Amended	V. 12, p. 593
91-12-44	Amended	V. 12, p. 594
91-12-47	Amended	V. 12, p. 595
91-12-51	Amended	V. 12, p. 596
91-12-53	Amended	V. 12, p. 596
91-12-54	Amended	V. 12, p. 597
91-12-55	Amended	V. 12, p. 598
91-12-59	Amended	V. 12, p. 598
91-12-61	Amended	V. 12, p. 598
91-12-64	Amended	V. 12, p. 599
91-12-65	Amended	V. 12, p. 600

AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-12-112	New	V. 11, p. 559
92-51-34	Amended	V. 11, p. 559
92-52-9	Amended	V. 11, p. 559
92-52-9a	New	V. 11, p. 560

AGENCY 93: DEPARTMENT OF REVENUE—DIVISION OF PROPERTY VALUATION

Reg. No.	Action	Register
93-5-1	New	V. 11, p. 554

AGENCY 98: KANSAS WATER OFFICE

Reg. No.	Action	Register
98-5-2	Amended	V. 12, p. 351
98-5-3	Amended	V. 12, p. 352
98-5-5	Amended	V. 12, p. 353

AGENCY 100: BOARD OF HEALING ARTS

Reg. No.	Action	Register
100-11-1	Amended	V. 12, p. 1704
100-38-1	Amended	V. 12, p. 1704
100-46-6	New	V. 12, p. 679
100-47-1	Amended	V. 12, p. 679
100-49-4	Amended	V. 12, p. 1704
100-49-5	New	V. 11, p. 1084
100-54-6	Amended	V. 12, p. 1704
100-55-6	Amended	V. 12, p. 1704
100-60-3	Revoked	V. 11, p. 2007
100-60-4	Amended	V. 11, p. 2007
100-60-5	Amended	V. 11, p. 2007
100-60-6	Amended	V. 11, p. 2007
100-60-8 through 100-60-14	Amended	V. 11, p. 2008, 2009

AGENCY 102: BEHAVIORAL SCIENCES REGULATORY BOARD

Reg. No.	Action	Register
102-5-1 through 102-5-12	New	V. 12, p. 189-194

AGENCY 105: BOARD OF INDIGENTS' DEFENSE SERVICES

Reg. No.	Action	Register
105-3-2	Amended	V. 12, p. 976, 1013
105-3-9	Amended	V. 11, p. 1832
105-5-2	Amended	V. 12, p. 976, 1013
105-5-6	Amended	V. 12, p. 977, 1013
105-5-7	Amended	V. 12, p. 977, 1014
105-5-8	Amended	V. 12, p. 977, 1014
105-5-9	New	V. 12, p. 1014
105-9-5	New	V. 12, p. 1014

AGENCY 109: BOARD OF EMERGENCY MEDICAL SERVICES

Reg. No.	Action	Register
109-1-1	Amended	V. 11, p. 131
109-2-5	Amended	V. 12, p. 1015
109-2-8	Amended	V. 12, p. 1016
109-5-1	Amended	V. 12, p. 1018
109-9-5	New	V. 11, p. 133
109-10-2	New	V. 12, p. 1091
109-11-4	Amended	V. 12, p. 1019

AGENCY 110: DEPARTMENT OF COMMERCE AND HOUSING

Reg. No.	Action	Register
110-4-1 through 110-4-4	New	V. 11, p. 1176-1178, 1258-1260
110-5-1 through 110-5-6	New	V. 11, p. 1370, 1371, 1703, 1704
110-6-1 through 110-6-6	New	V. 12, p. 1294, 1295, 1489, 1490
110-6-7	New	V. 12, p. 1490

AGENCY 111: THE KANSAS LOTTERY

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586

111-2-1	Amended	V. 7, p. 1995
111-2-2	Amended	V. 12, p. 1261
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	Amended	V. 11, p. 136
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	Revoked	V. 11, p. 413
111-2-19	Revoked	V. 11, p. 413
111-2-20	New	V. 11, p. 199
111-2-21	New	V. 11, p. 1471
111-2-22	New	V. 11, p. 1972
111-2-23	New	V. 12, p. 113
111-2-24	Amended	V. 12, p. 912
111-2-25	New	V. 12, p. 677
111-2-26	New	V. 12, p. 1113
111-2-27	New	V. 12, p. 1370
111-3-1	Amended	V. 10, p. 1210
111-3-6	Amended	V. 12, p. 677
111-3-9	Revoked	V. 11, p. 1793
111-3-10 through 111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 8, p. 299
111-3-12	Amended	V. 10, p. 12
111-3-13	Amended	V. 11, p. 1148
111-3-14	Amended	V. 10, p. 12
111-3-16	Amended	V. 9, p. 1566
111-3-19 through 111-3-22	Amended	V. 9, p. 30
111-3-20	Amended	V. 11, p. 1148
111-3-21	Amended	V. 11, p. 1148
111-3-22	Amended	V. 11, p. 1148
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 11, p. 1149
111-3-26	Amended	V. 11, p. 1149
111-3-27	Amended	V. 11, p. 1149
111-3-29	Revoked	V. 11, p. 1149
111-3-31	Amended	V. 8, p. 209
111-3-32	Amended	V. 10, p. 883
111-3-33	New	V. 7, p. 1434
111-4-1 through 111-4-5	Revoked	V. 12, p. 113
111-4-5a	Revoked	V. 12, p. 113
111-4-6 through 111-4-15	Revoked	V. 12, p. 113
111-4-66 through 111-4-77	New	V. 7, p. 207-209
111-4-96 through 111-4-114	New	V. 7, p. 1606-1610
111-4-100	Amended	V. 12, p. 1113
111-4-101	Amended	V. 12, p. 1113
111-4-102	Amended	V. 12, p. 1114
111-4-103	Amended	V. 10, p. 1211
111-4-104	Amended	V. 12, p. 1114
111-4-105	Amended	V. 12, p. 1114
111-4-106	Amended	V. 11, p. 1472
111-4-106a	Amended	V. 11, p. 1149
111-4-107	Amended	V. 11, p. 978
111-4-108	Amended	V. 12, p. 1114
111-4-110	Amended	V. 11, p. 978
111-4-111	Amended	V. 9, p. 1366
111-4-112	Amended	V. 12, p. 1114
111-4-113	Amended	V. 9, p. 1366
111-4-114	Amended	V. 9, p. 1366
111-4-153 through 111-4-160	Revoked	V. 9, p. 1676, 1677
111-4-177 through 111-4-212	Revoked	V. 9, p. 1677, 1678
111-4-213 through 111-4-220	Revoked	V. 10, p. 1213
111-4-217	Amended	V. 9, p. 986
111-4-221 through 111-4-224	Revoked	V. 10, p. 1585

(continued)

111-8-5 through 111-8-13	New	V. 7, p. 1634
111-9-1 through 111-9-12	New	V. 7, p. 1714-1716
111-9-1 through 111-9-6	Revoked	V. 9, p. 1680
111-9-13 through 111-9-18	Revoked	V. 9, p. 1680
111-9-25 through 111-9-30	New	V. 9, p. 699, 700
111-9-31 through 111-9-37	New	V. 10, p. 262
111-9-48 through 111-9-49	New	V. 10, p. 1439, 1440
111-9-54 through 111-9-55	New	V. 12, p. 318, 319
111-9-60 through 111-10-1	New	V. 12, p. 1263, 1264
111-10-9 through 111-10-7	New Amended	V. 8, p. 136-138 V. 8, p. 301

AGENCY 112: KANSAS RACING COMMISSION

Reg. No.	Action	Register
112-4-1	Amended	V. 12, p. 1152, 1369
112-4-4	Amended	V. 11, p. 165
112-4-5	Amended	V. 12, p. 1152
112-4-6	Amended	V. 11, p. 1975, 2011
112-4-8	Amended	V. 11, p. 1975, 2011
112-4-9a	New	V. 11, p. 1976, 2011
112-4-12	Amended	V. 11, p. 1976, 2011
112-4-13	Revoked	V. 11, p. 1976, 2012
112-4-16	Amended	V. 11, p. 1976, 2012
112-4-17	Amended	V. 11, p. 1976, 2012
112-4-18	Amended	V. 11, p. 1977, 2012
112-4-19	Amended	V. 11, p. 1977, 2012
112-4-21a	New	V. 11, p. 1977, 2013
112-4-22	Amended	V. 11, p. 1977, 2013
112-4-23	New	V. 11, p. 1977, 2013
112-4-24	New	V. 12, p. 1153, 1370
112-7-2	Amended	V. 11, p. 1977, 2013
112-7-5 through 112-7-10	Amended	V. 11, p. 1978-1979, 2013-2015
112-7-13	Amended	V. 11, p. 1980, 2015
112-7-15	Revoked	V. 11, p. 1980, 2016
112-7-15a	New	V. 11, p. 1980, 2016
112-7-15b	New	V. 11, p. 1981, 2017
112-7-16	Amended	V. 11, p. 1981, 2017

112-7-16a	New	V. 11, p. 1982, 2017
112-7-18	Amended	V. 11, p. 1982, 2018
112-7-18a	New	V. 11, p. 1982, 2018
112-7-20	Amended	V. 11, p. 1983, 2018
112-7-21	Amended	V. 11, p. 1983, 2018
112-7-22	Amended	V. 11, p. 1983, 2019
112-7-23	New	V. 11, p. 1984, 2020
112-9-2	Amended	V. 12, p. 975, 1211
112-9-11a	New	V. 11, p. 560
112-9-12 through 112-9-21	Revoked	V. 11, p. 560, 561
112-9-12a	New	V. 11, p. 561
112-9-13a	New	V. 11, p. 561
112-9-14a	New	V. 11, p. 561
112-9-15a	New	V. 11, p. 562
112-9-16a	New	V. 11, p. 563
112-9-16b	New	V. 11, p. 563
112-9-17a	New	V. 11, p. 564
112-9-18a	Amended	V. 12, p. 355, 378
112-9-19a	New	V. 11, p. 565
112-9-21a	New	V. 11, p. 566
112-9-22	Revoked	V. 11, p. 566
112-9-22a	New	V. 11, p. 566
112-9-30	Amended	V. 12, p. 975, 1211
112-9-39	Revoked	V. 11, p. 568
112-9-39a	Amended	V. 12, p. 356, 378
112-9-40	Revoked	V. 11, p. 568
112-9-40a	Amended	V. 12, p. 356, 379
112-9-41	Revoked	V. 11, p. 570, 754
112-9-41a	Amended	V. 12, p. 358, 380
112-9-42	Amended	V. 12, p. 359, 382
112-9-43	Amended	V. 12, p. 361, 383
112-9-44	New	V. 12, p. 361, 384
112-10-2 through 112-10-6	Amended	V. 11, p. 1984-1987, 2020-2023
112-10-8	Amended	V. 11, p. 1988, 2023
112-10-9	Revoked	V. 11, p. 1988, 2024
112-10-9a	New	V. 11, p. 1988, 2024
112-10-12	Amended	V. 11, p. 1988, 2024
112-10-32	Amended	V. 11, p. 1989, 2025
112-10-33	Amended	V. 11, p. 1989, 2025
112-10-35	Amended	V. 11, p. 1990, 2026
112-10-36	Revoked	V. 11, p. 165
112-10-36a	New	V. 11, p. 135
112-10-37	Amended	V. 11, p. 1990, 2026
112-11-13	Revoked	V. 11, p. 1990, 2026
112-11-13a	New	V. 11, p. 1991, 2026
112-12-1	New	V. 12, p. 50
112-12-2 through 112-12-11	Amended	V. 12, p. 50-53
112-17-1 through 112-17-14	New	V. 11, p. 1612-1617
112-17-15	New	V. 12, p. 1034, 1211

112-18-2 through 112-18-19	New	V. 11, p. 1512-1516, 1579-1583
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AGENCY 115: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
115-1-1	Amended	V. 11, p. 599
115-2-1	Amended	V. 11, p. 1329
115-2-2	Amended	V. 11, p. 1330
115-2-3	Amended	V. 11, p. 1330
115-2-4	Amended	V. 11, p. 1330
115-4-1	Amended	V. 12, p. 570
115-4-3	Amended	V. 12, p. 570
115-4-5	Amended	V. 12, p. 571
115-4-6	Amended	V. 12, p. 572
115-4-7	Amended	V. 12, p. 574
115-5-1	Amended	V. 12, p. 1490
115-8-6	Amended	V. 11, p. 1743
115-8-9	Amended	V. 11, p. 1330
115-9-1	Revoked	V. 12, p. 1702
115-11-2	Amended	V. 11, p. 1144
115-15-1	Amended	V. 11, p. 1145
115-15-2	Amended	V. 11, p. 1146
115-16-3	Amended	V. 11, p. 1147
115-17-6	Amended	V. 11, p. 606
115-17-7	Amended	V. 11, p. 606
115-17-9	Amended	V. 11, p. 607
115-17-14	New	V. 11, p. 607
115-17-15	New	V. 12, p. 1702
115-18-4	Amended	V. 12, p. 1491
115-18-8	New	V. 11, p. 608
115-18-12	New	V. 12, p. 1491
115-18-9	New	V. 12, p. 1702
115-18-10	New	V. 12, p. 1702
115-21-3	New	V. 12, p. 1703
115-30-8	Amended	V. 12, p. 1703

AGENCY 116: STATE FAIR BOARD

Reg. No.	Action	Register
116-3-1	New	V. 12, p. 1175
116-3-2	New	V. 12, p. 1175

AGENCY 117: REAL ESTATE APPRAISAL BOARD

Reg. No.	Action	Register
117-1-1	Amended	V. 12, p. 528
117-2-1	Amended	V. 12, p. 528
117-2-4	Amended	V. 12, p. 529
117-3-1	Amended	V. 12, p. 529
117-4-1	Amended	V. 12, p. 1699
117-4-4	Amended	V. 12, p. 530
117-6-1	Amended	V. 12, p. 531
117-6-2	Amended	V. 12, p. 531
117-8-1	Amended	V. 12, p. 531

AGENCY 118: STATE HISTORICAL SOCIETY

Reg. No.	Action	Register
118-1-1 through 118-1-4	New	Vol. 11, p. 1119, 1120
118-2-1	New	V. 11, p. 554

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